Washington, Wednesday, June 17, 1953

# TITLE 3—THE PRESIDENT PROCLAMATION 3020

Imposing an Import Quota on Shelled Filberts

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

1. WHEREAS, pursuant to section 22 of the Agricultural Adjustment Act, as added by section 31 of the act of August 24, 1935, 49 Stat. 773, reenacted by section 1 of the act of June 3, 1937, 50 Stat. 246, and amended by section 3 of the act of July 3, 1948, 62 Stat. 1248, and section 3 of the act of June 28, 1950, 64 Stat. 261 (7 U.S. C. 624) the President caused the United States Tariff Commission to make an investigation to determine whether almonds, filberts, walnuts, Brazil nuts, or cashews are being or are practically certain to be imported into the United States under such conditions and m such quantities as to render or tend to render meffective, or materially interfere with, certain programs or operations undertaken by the Department of Agriculture with respect to almonds, pecans, filberts, or walnuts, or to reduce substantially the amount of any product processed in the United States from almonds, pecans, filterts, or walnuts with respect to which any such program or operation is being undertaken; and

2. WHEREAS the said Commission instituted such investigation on April 13, 1950, and in the course of such investigation has from time to time reported to the President regarding the need for the imposition of restrictions under the said section 22 in order to prevent imports of tree nuts from rendering ineffective, or materially interfering with, tree-nut programs of the Department of Agriculture; and

3. WHEREAS the said Commission reported to the President on September 25, 1952, regarding the need for action under the said section 22 in order to protect tree-nut programs of the Department of Agriculture for the 1952-53 crop year, and the President, on the basis of such report and recommendations made by the said Commission in connection therewith, issued a proclamation on September 27, 1952 (Proclamation 2991.

17 F R. 8645) carrying out in part the said recommendations; and

4. WHEREAS, on the basis of the said report of September 25, 1952, and the investigation covered thereby, I find that shelled filberts (whether or not blanched) are practically certain to be imported during the remainder of the 12-month period ending September 30, 1953, in such quantity and under such conditions as to render or tend to render ineffective, or materially interfere with, the program undertaken by the Department of Agriculture with respect to filberts pursuant to the Agricultural Marketing Agreement Act of 1937, as amended; and

5. WHEREAS I find and declare that the imposition of the quantitative limitation hereinafter proclaimed is shown by the investigation of the said Commission to be necessary in order that the entry of imported shelled filberts (whether or not blanched) will not render or tend to render ineffective, or materially interfere with, the said program undertaken by the Department of Agriculture with respect to filberts:

NOW THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, acting under and by virtue of the authority vested in me by the said section 22 of the Agricultural Adjustment Act, as amended, do hereby proclaim that no shelled filberts (whether or not blanched) shall be permitted to be entered, or withdrawn from warehouse, for consumption hereafter and prior to October 1, 1953, which would permit the total quantity of such filberts entered, or withdrawn from warehouse, for consumption during the period October 1, 1952 to September 30, 1953, both dates inclusive, to exceed 4,500,000 pounds, which permissible total quantity I hereby find and declare to be proportionately not less than 50 per centum of the average annual total quantity of shelled filberts which were entered, or withdrawn from warehouse, for consumption during the representative period heremafter mentioned.

I hereby determine that the period October 1, 1949 through September 30, 1951 is a representative period for the purpose of the first proviso to section 22 (b) of the Agricultural Adjustment Act, as amended.

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Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Govern-ment Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this
10th day of June in the year of our
Lord inneteen hundred and
[SEAL] fifty-three, and of the Independence of the United States of
America the one hundred and seventyseventh.

DWIGHT D. EISENHOWER

By the President:

John Foster Dulles, Secretary of State.

[F. R. Doc. 53-5402; Filed, June 15, 1953; 4:36 p. m.]

# RULES AND REGULATIONS

#### TITLE 7-AGRICULTURE

Chapter IX Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

[Elberta Peach Order 1]

PART 936—FRESH BARTLETT PEARS, PLUMS, AND ELBERTA PEACHES GROWN IN CALIFORNIA

REGULATION BY GRADES AND SIZES

§ 936.449 Elberta Peach Order 1—(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 36, as amended (7 CFR Part 936) regulating the handling of fresh Bartlett pears, plums, and Elberta peaches grown ın the State of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the Elberta Peach Commodity Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of Elberta peaches, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publica-

tion thereof in the FEDERAL REGISTER (60 Stat. 237. 5 U. S. C. 1001 et ceq.) in that, as hereinafter set forth, the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions of this section effective not later than June 20, 1953. A reasonable determination as to the supply of, and the demand for, such peaches must await the development of the crop and adequate information thereon was not available to the Elberta Peach Commodity Committee until May 21, 1953; recommendation as to the need for, and the extent of, regulation of shipments of such peaches was made at the meeting of said committee on May 21, 1953, after consideration of all available information relative to the supply and demand conditions for such peaches, at which time the recommendation and supporting information was submitted to the Department; necessary supplemental data for consideration in connection with the specification of the provisions of this section were not available until June 9, 1953; shipments of the current crop of such peaches are expected to begin on or about June 22, 1953, and this section should be applicable to all shipments of such peaches in order to effectuate the declared policy of the act; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time of this section.

(b) Order. (1) During the period beginning at 12:01 a.m., P. s. t., June 20, 1953, and ending at 12:01 a.m., P. s. t., November 1, 1953, no shipper shall ship:

(i) Any package or container of Elberta peaches containing peaches which are not well matured (as such term is defined in subparagraph (2) of this paragraph) with a tolerance of twenty (20) percent, by count, for peaches which are mature but not well matured in addition to any tolerance for immature peaches allowed by the U. S. No. 1 grade;

(ii) Any package or container of Elberta peaches containing peaches which are smaller than a size that will pack 72 peaches of the size known commercially as size 70 in a No. 12B California peach box in accordance with the requirements prescribed for a standard pack: Provided, That, for the purpose of determining whether ripe Elberta peaches meet the aforesaid minimum size requirement, such peaches shall be fairly tightly packed rather than tightly packed, as prescribed for a ctandard pack; and the aforesaid size known commercially as size 70 is defined more specifically in subparagraph (3) of this paragraph; or

(iii) Any package or container of Elberta peaches containing peaches which do not meet the requirements of the U. S. No. 1 grade: *Provided*, That (a) with respect to ripe Elberta peaches

which are not smaller than size 70, as aforesaid, the requirements of such grade shall not include freedom from damage, other than serious damage, caused by bruises; and (b) with respect to Elberta peaches which are not smaller than the size known commercially as size 55, a tolerance of 5 percent for defects not causing serious damage shall be allowed in addition to the tolerances provided for such grade; and the aforesaid size known commercially as size 55 is defined more specifically in subparagraph (4) of this paragraph.

(2) "Peaches which are well matured" means peaches which, at the time of picking; (1) are not hard; (ii) have shoulders and sutures well filled out; (iii) when ring out, have flesh that separates from the pit readily and cleanly, and is red colored next to the pit; and (iv) have skin and flesh yellowish green to yellow in color. "Peaches which are not hard" yield to moderate pressure at least clightly at the suture and tip and at least very slightly elsewhere.

(3) As used in this section, the size of Elberta peaches known commercially as size 70 is defined more specifically as being the size that will pack the aforesaid California peach box in accordance with the aforesaid standard pack specifications with two tiers having six rows of six peaches each with not more than 10 percent, by count, of such peaches small enough to pass through, without using pressure, a rigid ring of inside diameter of 2% inches.

of 2% inches.

(4) As used in this section, the size of Elberta peaches known commercially as size 55 is defined more specifically as being the size that will pack the aforesaid California peach box in accordance with the aforesaid standard pack specifications with two tiers, one fier having two rows of five peaches each and three rows of six peaches each and the other tier having two rows of six peaches each and three rows of six peaches each and three rows of five peaches each with not more than 10 percent, by count, of such peaches small enough to pass through, without using pressure, a rigid ring of inside diameter of 2% inches.

(5) Section 936.143 (18 F. R. 712, 2839) sets forth the requirements with respect to the inspection and certification of shipments of Elberta peaches. Such section also prescribes the conditions which must be met if any shipment is to be made without prior inspection and certification. Notwithstanding that shipments may be made without inspection and certification, each shipper shall comply with all grade and size regulations applicable to the respective shipment.

(6) Terms used in the amended marketing agreement and order shall, when used in this section, have the same meaning as given to the respective term in said amended marketing agreement and order; the terms "bruises," "defects," "damage," "serious damage," "standard pack," "tightly packed," "fairly tightly packed" shall have the same meaning as when used in the United States Standards for Peaches (§ 51.312 of this title) the term "No. 12B California peach box" shall have the same meaning as set forth in section 823.25 of the Agricultural Code of California.

(Sec. 5, 49 Stat. 753, as amended; 7 U.S. C. and Sup. 608c)

Done at Washington, D. C., this 12th day of June 1953.

[SEAL] S. R. SMITH. Director Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 53-5335; Filed, June 16, 1953; 8:50 a. m.]

#### TITLE 14—CIVIL AVIATION

#### Chapter II-Civil Aeronautics Administration, Department of Commerce

[Amdt. 39]

PART 610-MINIMUM EN ROUTE IFR ALTITUDES

#### MISCELLANEOUS AMENDMENTS

The minimum en route IFR altitudes appearing hereinafter have been coordinated with interested members of the industry in the regions concerned insofar as practicable. The altitudes are adopted without delay in order to provide for safety in air commerce. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required. Part 610 is amended as follows:

1. Section 610.12 Green civil airway No. 2 is amended to eliminate:

From	То—	Mini- mum alti- tude
Harrington, Wash. (FM).	Ephrata, Wash. (LFR) (westbound only).	4,000

2. Section 610.108 Amber civil airway No. 8 is amended to read in part:

From—	То	Mini- mum alti- tude
Santa Barbara, Calif. (LFR).1	Bradley (INT), Calif.	7,000

1 6,000'-Minimum crossing altitude at Santa Barbara (LFR), northwest-bound.

3. Section 610.210 Red civil airway No. 10 is amended to read in part:

From—	То	Mini- mum alti- tude
Tallapoosa (INT), Ga. Campbellton, Ga. (LFR).	Campbellton, Ga. (LFR). Atlanta, Ga. (LFR).	2,600 2,300

4. Section 610.296 Red civil airway No. 96 is amended to read in part:

From—	То⊶		Mini- mum alti- tude
Baton Rouge, La. (LFR).	Madisonville (I	INT),	1,300

5. Section 610.610 Blue civil airway No. 10 is amended to read in part:

From—	То	Mini- mum alti- tude
Evergreen, Calif. (LF/ RBN). <sup>1</sup>	Oakland, Calif. (LFR).	5,000

16,000'—Minimum crossing altitude at Evergreen (LF/RBN), southeast-bound.

6. Section 610.645 Blue civil airway No. 45 is added to read:

From—	То—	Mini- mum alti- tudo
Greenfield (INT), Mass. Keene, N. H. (LF/ RBN).	Keene, N. H. (LF/ RBN). Lebanon, N. H. (LF/ RBN).	5,000 5,000

7. Section 610.645 Blue civil airway No. 54 is amended to read in part:

From—	То	Mini- mum alti- tude
Evergreen, Calif. (LF/RBN).1	San Francisco, Calif. (LFR).	3,000

16,000'—Minimum crossing altitude at Evergreen (LF/RBN), southeast-bound.

8. Section 610.6004 VOR civil airway No. 4 is amended to read in part:

From—	То	Mini- mum alti- tude
Malad City, Idaho (VOR).	Rock Springs, Wyo.	13,000
Denver, Colo. (VOR):	Thurman, Colo.	
Direct	Direct	6,600
Via S alter	Via S alter	6, 400
Thurman, Colo.	Goodland, Kans,	5,800
(VOR), dir. or N	(VOR), dir. or N	,,,,,,,
Goodland, Kans.	Hill City, Kans.	4,700
(VOR), dir. or N	Hill City, Kans. (VOR), dir. or N	2,100
Hill City, Kans. (VOR)	Russell, Kans. (VOR)	3.800
Hill City, Kans.	Salina, Kans. (VOR).	27,900
Hill City, Kans. (VOR) Hill City, Kans. (VOR), via N alter.	via N alter,	,,,,,,
Salina, Kans. (VOR):	Topeka, Kans. (VOR);	
Direct	Direct	2,700
Via S alter	Via S alter	3,600
Konsas City Mo	Columbia, Mo.	43,400
Kansas City, Mo. (VOR), direct.	(VOR); direct.	-0, 100
Kansas City Mo.	Int. 76° T. rad. Kansas	4 3, 100
(VOR), via N alter.	City, Mo. (VOR).	-,
(,, .25 2, 0.002)	City, Mo. (VOR), and 227° T. rad, Kirksville, Mo.	I
	Kirksville. Mo.	1
	l (VOR), via N alter.	1
Int. 76° T. rad. Kansas	Columbia, Mo	4 4, 900
City. Mo. (VOR),	(VOR), via N alter.	1
and 227° T. rad.		
Kirksville, Mo.	I	l
(VOR), via N alter. Columbia, Mo. (VOR),		٠
Columbia, Mo (VOR),	St. Louis, Mo. (VOR),	2,100
dir. or N alter.	dir. or N alter.	ļ
	<u> </u>	
	errain clearance altitude.	
2 2 £00'Minumum ter	rain clearance altitude	

23,800'—Minimum terrain clearance altitude 32,500'—Minimum terrain clearance altitude. 42,400'—Minimum clearance altitude.

9. Section 610.6006 VOR civil airway No. 6 is amended to read in part:

From-	То	Mini- mum alti- tude
Sidney, Nebr. (VOR): Direct. Via N alter.	North Platte, Nebr (VOR): Direct Via N alter	t 5, 600 5, 400

Minimunu alti-tudo From-To-North Platte, Nebr.
(VOR):
Direct
Via N alter.
Grand Island, Nebr.
(VOR). \$4,800 \$6,400 \$3,700 Mt. Lola (INT), Calif. Rono, Nov. (VOR)... 11,000

4,100'—Minimum terrain clearance altitude.
 3,200'—Minimum terrain clearance altitude.
 4,2400'—Minimum terrain clearance altitude.
 2,700'—Minimum terrain clearance altitude.
 2,200'—Minimum terrain clearance altitude.
 7,300'—Minimum crossing altitude at Sacramento (VOR), northeast-bound.

10. Section 610.6007 VOR civil airway No. 7 is amended by adding:

From—	То	Mini- mina olti- tudo
Milwaukee, Wis. (VOR).	Green Bay, Wis. (VOR).	2,700

11. Section 610.6008 VOR civil airway No. 8 is amended to read in part:

From—	То	Mini- mum alti- tudo
Imperial, Nebr. (VOR): Direct	Lexington, Nobr. (VOR): Direct. Via S alter	1 5, 300 1 5, 700 3, 600

1 4,300'—Minimum terrain clearance altitude, 2 2,200'—Minimum terrain clearance altitude,

12. Section 610.6010 VOR civil airway No. 10 is amended to read in part:

From-	То	Mini- mum alti- tudo
Pueblo, Colo. (VOR),	Lamar, Colo. (VOR),	0,400
via N alter. Lamar, Colo. (VOR), direct. Dodgo City, Kans.	via N alter. Garden City, Kans. (VOR), direct. Hutchinson, Kans.	<i>5</i> ,000
(VOR): Direct	(VOR): Direct Via Salter Emporia, Kans.	13,900 14,300
(VOR): Direct Via N alter Emporia, Kans.	(VOR): Direct Via N alter Kansas Olty, Mo.	1 8, 100 1 3, 500
(VOR): Direct Via N alter Kansas City, Mo. (VOR):	(VOR): Direct Via N alter Kirksville, Mo. (VOR):	\$ 2,800 \$ 3,700
Via N alter	Direct	43,400 42,900 43,100 42,300

13,700'—Minimum terrain elearance altitude. 22,700'—Minimum terrain elearance altitude. 22,500'—Minimum terrain elearance altitude. 42,400'—Minimum terrain elearance altitude. 42,100'—Minimum terrain elearance altitude.

#### 13. Section 610.6012 VOR civil airway No. 12 is amended to read in part:

From-	То⊷	Mini- mum alti- tude
Kansas City, Mo. (VOR), direct.	Columbia, Mo. (VOR), direct.	13,400
Kansas City; Mo. (VOR), via N alter.	Int. 75° T. red. Kansas City, Mo. (VOR) and 227° T. red. Kirksville, Mo. (VOR), via Nalter.	13,100
Int. 76° T. rad. Kansas City, Mo. (VOR), and 227° T. rad. Kirksville, Mo. (VOR), ya Nalter.	Columbia, Mo. (VOR), via Nalter.	14,900
Columbia, Mo. (VOR),	St. Louis, Mo. (VOR),	2,100
Albuquerque, N. Mex. (VOR).2	Otto, N. Mez. (VOR) 3.	12,000
and 227° T. rad. Kirksville, Mo. (VOR), via Nalter. Columbia, Mo. (VOR), dir. or Nalter. Albuquerque, N. Mex.	St. Louis, Mo. (VOR), dir. or N alter.	, · · ·

12,400'—Minumum terrain clearance altitude. 210,700'—Minimum crossing altitude at Albuquerquo (VOR), eastbound. 210,200'—Minimum crossing altitude at Otto (VOR), westbound.

14. Section 610.6013 VOR civil airway

No. 13 is amended to read in part:

From—	То	Mini- mum alti- tude
Neosho, Mo. (VOR), via W alter. Mason City, Iowa (VOR): Direct. Via W alter Des Moines, Iowa (VOR):	Butler, Mo. (VOR), via W alter. Minneapolis, Minn. (VOR): Direct. Via W alter. Mason City, Iowa (VOR):	12,600 23,100 23,200
Dir. or E alter Via W alter.  Kansas City, Mo. (VOR), via E alter.	Dir. or E alter. Via W alter. Lamoni, Iowa (VOR), via E alter.	23,000 23,400 22,900

- 12,500'—Minimum terrain clearance altitude. 22,600'—Minimum terrain clearance altitude. 32,400'—Minimum terrain clearance altitude.
- 15. Section 610.6014 VOR civil airway No. 14 is amended to read in part:

From—	To	Mini- mum alti- tudo
Springfield, Mo. (VOR), via N alter.	Vichy, Mo. (VOR), via N alter.	12,500

12,400'-Minimum terrain clearance altitude.

16. Section 610.6015 VOR civil airway No. 15 is amended to read in part:

From	То—	Mini- mum alti- tude
Huron, S. Dak. (VOR): Direct	Sioux Falls, S. Dak.: Direct Via W alter	3,090 12,990

12,800'-Minimum terrain clearance altitude.

17. Section 610,6015 VOR civil airway No. 15 is amended by adding:

From—	То	Mini- mum alti- tude
Waco Tex. (VOR), via E alter. Emis (INT), Tex., via E alter. <sup>1</sup> Dallas, Tex. (VOR), via W alter. Little Elm (INT), Tex., via W alter. <sup>1</sup>	Ennis (INT), Tex, via E alter. Dallas, Tex. (VOR), via E alter. Little Elm (INT), Tex., via W alter. Ardmore, Oklin. (VOR), via Walter.	<sup>2</sup> 2,400 2,000 2,000 2,000 <sup>3</sup> 2,400

12,400'—Minimum reception altitude. 22,000'—Minimum terram clearance altitude. 32,200'—Minimum terram clearance altitude.

18. Section 610.6016 VOR civil airway No. 16 is amended to read in part:

From—	то—	Mini- mum alti- tude
Salt Flat, Tex. (VOR) via N alter. Cochise, Ariz. (VOR) Animas (INT), N. Mex. Columbus, N. Mex. (VOR) Harrington Ranch (INT), N. Mex.	Wink, Tex. (VOH), via Nalter. Animas (INT), N. Mex. <sup>2</sup> Columbus, N. Mex. (VOR). Harrington Ranch (INT), N. Mex. <sup>2</sup> El Faso, Tex. (VOR).	10,890 12,669 8,669 8,669 8,669

<sup>1</sup>9,800'—Minimum, cressing altitude at Ealt Flat (VOR), eastbound. <sup>2</sup>10,000'—Minimum reception altitude.

19. Section 610.6017 VOR civil airway No. 17 is amended to read in part:

From—	<b>To</b>	Mini- mum olti- tudo
Goodland, Kans. (VOR): Direct	Garden City, Kene. (VOR): Direct. Via Walter.	# 5,500 # 6,400

15,000'-Minimum terrain elemence altitude.

20. Section 610.6017 VOR civil airway No. 17 is amended by adding:

Frem—	То	Mini- mum alti- tudo
San Antonio, Tex.	Austin, Tex. (VOR),	2,500
(VOR), via E alter.	via E alter.	a) (4.4)
San Antonio, Tex.	Spring Branch (INT).	2,000
(VOR), ria Walter.	Tex., via Walter,	l
Spring Branch (INT),	Austin. Tex. (VOR),	12,600
Tex., via Walter,! Wate, Tex. (VOR), via	via Walter. Fort Worth, Tex.	2.000
Walter.	(VOR), vi Walter.	-,
	, , , , , , , , , , , , , , , , , , , ,	l

13,000'—Minimum reception altitude. 22,700'—Minimum terrain elearance altitude.

21. Section 610.6019 VOR civil airway No. 19 is amended to read in part:

Frem—	То—	Ziini- mum clii- tude
El Paso, Tex. (VOR) Harrington Ranch (INT), N. Mex.! Santa Fe, Calii. (VOR)?.	Harrington Ranch (INT), N. Mex. Truth or Consequences, N. Mex. (VOR). Las Vegas, Nev. (VOR).	8,590 10,600 12,590

110,000—Minimum reception altitude, 211,000—Minimum creesing altitude at Santa Fe (VOR), eastbound. 311,000—Minimum creesing altitude at Las Vegas (VOR), westbound.

22. Section 610.6024 VOR civil airway No. 24 is amended to read in part:

Frem—	То—	Mini- mum alti- tudo
Jamestown, N. Dak.	(VOR).	13,000
Watertown, S. Dak. (VOR): Direct. Via N alter	Rèdwesd Falls, Minn. (VOR): Direct Via N alter.	13,490 23,49

12,690'—Minimum terrain elearance altitude. 23,090'—Minimum terrain elearance altitude.

23. Section 610.6026 VOR civil airway No. 26 is amended to read in part:

Frem-	То	Mini- mum alti- tuli
Philip, S. Dak. (VOR), dir, or Salter. Picro, S. Dak. (VOR), dir, or Salter.	Pierre, S. Dah. (VOR), dir. or Salter. Huron. S. Dak. (VOR), dir. or S alter.	3,400 3,400
Hurga, S. Dak. (VOR): Diract Via Salter	Redwood Falls, Hann. (VOR): Direct Via Salter.	15,870 16,690

13,100'-Minimum terrain elegrance altitude.

24. Section 610.6026 VOR civil airway No. 26 is amended by adding:

Frem—	То-	Mini- mum alti- tulo
Minneapolis, Minn. (VOR), dir. er S	Eau Claire, Wis. (VOE), dir. or S	2,800
Eau Claire, Wis. (VOR), dr. cr S	Wanten, Wie. (VOR), dur. er Salter.	3,200
Waurau, Wir. (VOR),1 dir. er Salter.	Green Bay Wis. (VOR), dir. cr S	2,410
Green Bay, Wis. (VOR).	Muskegon, Mich. (VOR).	*3,200

\*3,200'-Minimum croming altitude at Wausau (VOR), rectbound. \*2,230'—Minimum terrain elearance altitude.

25. Section 610.6027 VOR civil airway No. 27 is amended to read in part:

From—	То	Mini- mum alti- tulo
V-27E—San Francisco, Calif. (VOR).	Stincon Beach (ENT), Calif.	4,000

26. Section 610.6030 VOR civil airway No. 30 is amended by adding:

From-	То	Mini- mum alti- tudo
Hilwaukee, Wis. (VOR): Direct Via Salter. Pullman, Mich. (VOR).	Pullman, Mich. (VOR): Direct	2,000 12,500 2,200

12,000'-Minimum terrain elegrance altitude.

27. Section 610.6042 VOR civil airway No. 42 is amended by adding:

Frem—	То—	Mini- mum alti- tu lo
Pullman, Mich. (VOI:).	Detroit, Mich. (VOR).	13,500

12,000-Minimum terrain clearance altitude.

28. Section 610.6055 VOR civil airway No. 55 is amended to read in part:

From—	То	Mini- mum alti- tudo
South Bend, Ind. (VOR). Pullman, Mich. (VOR).	Pullman, Mich. (VOR). Muskegon, Mich. (VOR).	1,000 1,000

From— To—		Mini- mum alti- tude
Fort Worth, Tex. (VOR). Bridgeport (INT), Tex. Fort Worth. Tex. (VOR), via Walter. Boonsville (INT), Tex.	(VOR). Boonsville (INT), Tex., via Walter.	2,300 2,500 2,300 3,000

30. Section 610.6066 VOR civil airway No. 66 is amended to read in part:

From—	То—	Mini- mum alti- tude
Douglas, Ariz. (VOR)  Animas (INT), N.  Mex. <sup>1</sup> Columbus, N. Mex. (VOR).  Harrington Ranch (INT), N. Mex. <sup>1</sup>	Animas (INT), N. Mex.¹ Columbus, N. Mex. (VOR). Harrington Ranch (INT), N. Mex.¹ , El Paso, Tex. (VOR).	10,000 8,600 . 8,500 8,500

- 1 10,000'-Minimum reception altitude.
- 31. Section 610.6076 VOR civil airway No. 76 is amended by adding:

From—	То	Mini- mum alti- tude
San Angelo, Tex. (VOR). Lake Travis (INT), Tex. Austin, Tex. (VOR) McDade (INT), Tex. Scaly (INT), Tex.	Lake Travis (INT), Tex. Austin, Tex. (VOR). McDade (INT), Tex. Sealy (INT), Tex. Houston, Tex. (VOR).	1 4, 500 3, 000 2,-000 2 3, 700 2, 000

- 13,500'—Minimum terrain clearance altitude.
  21,700'—Minimum terrain clearance altitude.
- 32. Section 610.6077 VOR civil airway No. 77 is amended to read in part:

From—	то→		Mini- mum alti- tude
Wichita, Kans. (VOR).	Ponca City, (VOR).	Okla.	3,000

33. Section 610.6078 VOR. civil airway No. 78 is amended to read in part:

From—	То—	Mini- mum alti- tude
Huron, S. Dak. (VOR), via S alter.	Watertown, S. Dak. (VOR), via S alter.	1 3, 100

- 13,000'-Minimum terrain clearance altitude.
- 34. Section 610.6080 VOR civil airway No. 80 is amended to read in part:

From—	То—	Mini- mum alti- tude
Sloux Falls, S. Dak. (VOR), dir. or S alter.	Redwood Falls, Minn. (VOR), dir. or S alter.	13,000

<sup>12,800&#</sup>x27;-Minimum terrain clearance altitude.

35. Section 610.6084 VOR civil airway No. 84 is amended by adding:

From—	То—	Mini- mum alti- tude
Naperville, Ill. (VOR). Pullman, Mich. (VOR).	Pullman, Mich. (VOR). Lansing, Mich. (VOR).	2,300 2,300

36. Section 610.6089 VOR civil airway No. 89 is amended to read in part:

From—	То—	Mini- mum alti- tude
Oheyenne, Wyo. (VOR), via E alter.	Chadron, Wyo. (VOR), via Ealter.	17,400

- 17,300'-Minimum terrain clearance altitude.
- 37. Section 610.6094 VOR civil airway No. 94 is amended to read in part:

From—	То (	Mini- mum alti- tude
Salt Flat, Tex. (VOR)1_	Carlsbad, N. Mex. (VOR).	10,800

- 19,800'—Minimum crossing altitude at Salt Flat (VOR), northeast-bound.
  28,100'—Minimum crossing altitude at Carlsbad (VOR), southwest-bound.
- 38. Section 610.6114 VOR civil airway No. 114 is amended to read in part:

From—	То	Mini- mum alti- tude
	Decatur (INT), Tex Dallas, Tex. (VOR)	

- 12,400'-Minimum terrain clearance altitude.
- 39. Section 610.6114 VOR civil airway No. 114 is amended by adding:

From—	To	Mini- mum alti- tude
Wichita Falls, Tex. (VOR), via N alter. Sanger (INT), Tex., via N alter.! Little Elm (INT), Tex., via N alter.!	Sanger (INT), Tex., via N alter. <sup>1</sup> Little Elm (INT), Tex., via N alter. <sup>2</sup> Dallas, Tex., (VOR), via N alter.	<sup>2</sup> 2, 700 <sup>2</sup> 2, 400 2, 000

- 1 2,700'—Minimum reception altitude. 2 2,300'—Minimum terrain clearance altitude. 3 2,400'—Minimum reception altitude.
- 40. Section 610.6117 VOR civil airway No. 117 is amended to read in part:

From—	То	Mini- mum alti- tude	
Waco, Tex. (VOR) Morgan (INT), Tex	Morgan (INT), Tex Mineral Wells, Tex. (VOR).	2,000 2,300	

41. Section 610.6126 VOR civil airway No. 126 is added to read:

From—	То	Mint- mum alti- tudo	
Bradford, Ill. (VOR)	Chicago Heights, III. (VOR).	13,200	

- 1 2,000'—Minimum terrain clearance altitude.
- 42. Section 610.6129 VOR civil airway No. 129 is added to read:

From—	То—	Mint- mun alti- tudo
LaCrosso, Wis. (VOR).	Eau Claire, Wis. (VOR).	2,700

(Sec. 205, 52 Stat. 984, as amended; 49 U.S.C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

These rules shall become effective June 16, 1953.

[SEAL] F B. LEE, Administrator of Civil Aeronautics. [F. R. Doc. 53-5303; Filed, June 15, 1953; 8:51 a. m.]

#### TITLE 29-LABOR

#### Chapter V—Wage and Hour Division, Department of Labor

PART 525-EMPLOYMENT OF HANDICAPPED CLIENTS IN SHELTERED WORKSHOPS

TERMS OF SPECIAL CERTIFICATE

On May 13, 1953 (18 F R. 2770) a notice was published in the FEDERAL REGISTER that I proposed to amend § 525.6 (d) and (e) to read as set forth below. Interested persons were given 15 days within which to submit any views, arguments or data pertaining to such amendment. No objections to such amendment have been received.

Accordingly pursuant to authority under the Fair Labor Standards Act of 1938, as amended, § 525.6 (d) and (e) are hereby amended to read as follows:

- § 525.6 Terms of special certificate.
- (d) A special certificate may provide a minimum wage rate below which a client may not be paid during a specified period or periods, designated as "training period(s)", to allow for evaluation of the client's capacities and for jobtraining. Such rate may apply during the training period(s) specified to a client who has never previously worked in the workshop, or to a client who is transferred to a job in the workshop at which he has never previously worked, or to a client who has returned to the workshop after such period of separation as would require retraining.
- (e) A special certificate may provide a minimum wage rate for the workshop or minimum wage rates for divisions of the workshop below which a client may not be paid following completion of the specified training period(s), unless a lower special individual wage rate has been authorized in such special certif-

icate for a client who is unable to earn the workshop or applicable division minmum wage rate.

(Secs. 11, 14, 52 Stat. 1066, 1068, as amended; 29 U. S. C. 211, 214)

In view of the nature of the above amendment, it is not necessary to comply with the provisions of section 4 (c) of the Administrative Procedure Act concerning effective dates and such amendment shall become effective upon publication in the Federal Register. Such amendment shall not be applicable to sheltered workshop certificates heretofore issued pursuant to this part but shall apply to certificates which shall be issued subsequent to the date of publication of this document.

Signed at Washington, D. C., this 12th Cay of June 1953.

> WM. R. McComb, Administrator Wage and Hour Division.

[F. R. Doc. 53-5354; Filed, June 16, 1953; 8:54 a. m.]

#### TITLE 32-NATIONAL DEFENSE

#### Chapter VI—Department of the Navy

PART 727—INTERIM INTERPRETATIONS, POL-ICIES. AND PROCEDURES GOVERNING TRANSFER OF CERTAIN NAVAL PERSONNEL TO RESERVE COMPONENTS

#### REVOCATION OF PART

Part 727, appearing at 17 F. R. 9585-9586, of Chapter VI, Title 32, Code of Federal Regulations, is hereby revoked. (Sec. 4, 62 Stat. 605, as amended; 50 U.S. C. App. Sup. 454)

R. B. ANDERSON. Secretary of the Navy.

[F. R. Doc. 53-5315; Filed, June 16, 1953; 8:46 a. m.]

#### TITLE 33—NAVIGATION AND NAVIGABLE WATERS

#### Chapter II-Corps of Engineers, Department of the Army

PART 204-DANGER ZONE REGULATIONS VICINITY OF PORT HUENEME, CALIF.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S. C. 1) § 204.201 is hereby prescribed to govern the use and navigation of waters of the Pacific Ocean, extending 4,000 yards seaward from a point approximately two miles north of Port Hueneme, California, comprising a danger zone for use as a small arms range by the United States Navy, as follows:

§ 204.201 Pacific Ocean in vicinity of Port Hueneme, Calif., naval small arms firing range—(a) The danger zone. A triangular area extending westerly into the waters of the Pacific Ocean from a point on the beach north of Port Hueneme, California, described as follows: Beginning at latitude 34°10'58".

longitude 119°13'59" thence southwesterly approximately 4,000 yards to latitude 34°09'41" longitude 119°15'47" northwesterly approximately 2,250 yards to latitude 34°10'41" longitude 119°-16'21" thence southeasterly to the point of beginning.

(b) The regulations. (1) Range firing will normally take place between 8:00 a. m. and 4:30 p. m., Monday through Friday of each week. Within the above period firing will be conducted when it is determined by the Commanding Officer, U. S. Naval Construction Battalion Center, Port Hueneme, California, and the representative of the local commercial fishing interests that firing will not be detrimental to local commercial fishing

(2) When firing is scheduled or in progress a large red flag will be displayed from the control tower situated at latitude 34°10'58" longitude 119°13'59" so as to be clearly visible for a distance of at least three (3) miles offshore. Safety observers will be on duty at all times when the warning flag is being displayed from the tower.

(3) Vessels or other craft shall not enter or remain in the danzer zone when the warning flag is being displayed unless authorized to do so by the range officer in the control tower.

(4) Radio facility, ship-to-shore, will be maintained, for direct communica-tion with vessels. Through navigation of surface craft will be permitted at all times. When a vessel requests authority to proceed through the area the officer in charge of gunnery operations shall cause the cessation or postponement of fire until the vessel has cleared that part of the area within the range of the weapons being used. The vessel shall proceed on its normal course and not delay its progress.

(5) When the warning flag is not being displayed from the control tower the danger zone will be open to all vessels and craft without restriction.

(6) The regulations in this section shall be enforced by the Commandant, Eleventh Naval District, San Diego, California, and such agencies as he may

[Regs., May 19, 1953; 800.2121 (Pacific Ocean, Calif.)-ENGWO] (40 Stat. 266; 33 U. S. C. 1)

WM. E. BERGHI, Major General, U. S. Army, [SEAL] The Adjutant General.

[F. R. Doc. 53-5313; Filed, June 16, 1953; 8:46 a, m.)

#### TITLE 37-PATENTS, TRADE-MARKS, AND COPYRIGHTS

Chapter II—Copyright Office, Library of Congress

> PART 201-GENERAL PROVISIONS REQUESTS FOR COPIES

Section 201.2 (d) (2) is revised in its entirety to read as follows:

§ 201.2 Information given by Copy- [F. R. Dec. 53-5358; Filed, June 16, 1953; right Office. \* \* \*

(d) Requests for copies. \* \* \*

(2) Request by attorney. When required in connection with litigation, actual or prospective, in which the copyrighted work is involved; but in all such cases the attorney representing the actual or prospective plaintiff or defendant for whom the request is made shall give in writing: (i) The names of the parties and the nature of the controversy. (ii) the name of the court where the action is pending, or, in the case of a prospective proceeding, a full statement of the facts of the controversy in which the copyrighted work is involved; and (iii) satisfactory assurances that the requested copy will be used only in connection with the specified litigation.

(Sec. 207, 61 Stat. 666; 17 U.S. C. 207)

This amendment shall be effective sixty days after the date of publication in the FEDERAL REGISTER.

[SEAL]

ARTHUR FISHER, Register of Copyrights.

Approved: June 11, 1953.

Vernier W. Clapp. Acting Librarian of Congress.

[P. R. Doc. 53-5351; Filed, June 16, 1953; 8:53 a. m.]

#### TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I-Veterans' Administration

PART 8-NATIONAL SERVICE LIFE INSURANCE

PAYMENT TO DECEDENT'S ESTATE

Section 8.54 is revised to read as follows:

§ 8.54 Payment to decedent's estate. If no legal representative has been or will be appointed, National Service life insurance benefits, including dividends and premium refunds which are payable to the estate of a deceased insured or beneficiary, may be paid direct to the person or persons (distributee or distributees) entitled to the decedent's personal property under the laws of the State of his domicile if the amount payable does not exceed \$500: Provided however, That if under the law of decedent's domicile the claimant is unconditionally and directly entitled to an amount from decedent's estate independently of entitlement as a distributee, at least equal to the amount payable by Veterans' Administration, payment, notwithstanding it exceeds \$500, may be made directly to claimant.

(Sec. 603, 54 Stat. 1012, as amended, sec. 6, C3 Stat. 35; 38 U. S. C. 803, 855. Interpret or apply cec. 602, 54 Stat. 1609, an amended; 38 U. S. C. E02)

This regulation is effective June 17. 1953.

[SEAL]

H. V. STIRLING, Deputy Administrator

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

SUBPART A-EDUCATIONAL BENEFITS

PERIODIC REPORTS OF CONDUCT, PROGRESS, AND COMPENSATION FOR PRODUCTIVE LABOR

In § 21.107, that portion of paragraph (c) preceding subparagraph (1) is amended to read as follows:

§ 21.107 Periodic reports of conduct, progress, and compensation for productive labor. \* \* \*

(c) Other types of training. Reports of compensation and of conduct and progress for all veterans except those listed in paragraphs (a) and (b) of this

section and in § 21.109 (institutional onfarm training) and veterans enrolled only in a correspondence course, will be dispatched so that they may be reviewed in accordance with the following schedule: Cases in which the C-number ends in zero or 1 will be reviewed in January, May, and September; ending in 2 or 3 will be reviewed in February, June, and October; ending in 4, 5, or 6 will be reviewed in March, July, and November; ending in 7, 8, or 9 will be reviewed in April, August, and December; except that in those stations where, because of a marked reduction in the training load, the manager determines that it would be more economical and more efficient to review all cases comprehended by

this paragraph at one time every 4 months without regard to the veterans' C-number.

(Sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9, sec. 2, 57 Stat. 43, as amended, sec. 400, 58 Stat. 287, as amended; 38 U. S. C. 11a, 701, 707, ch. 12 note. Interpret or apply secs. 3, 4, 57 Stat. 43, as amended, secs. 300, 1500-1504, 1506, 1507, 58 Stat. 286, 300, as amended; 38 U. S. C. 693g, 697-697d, 697f, g, ch. 12 note)

This regulation is effective June 17, 1953.

[SEAL]

H. V. STIRLING, Deputy Administrator

[F. R. Doc. 53-5355; Filed, June 16, 1953; 8:55 a. m.]

### PROPOSED RULE MAKING

#### DEPARTMENT OF AGRICULTURE be made subject to the provisions of that

## Production and Marketing Administration

ABINGDON LIVESTOCK MARKET, INC.
POSTING OF STOCKYARD

The Secretary of Agriculture has information that the Abingdon Livestock Market, Inc., Abingdon, Virginia, is a stockyard as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 202) and should

be made subject to the provisions of that act.

Therefore, notice is hereby given that the Secretary of Agriculture proposes to issue a rule designating the stockyard named above as a posted stockyard subject to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S. C. 181 et seq.) as is provided in section 302 of that act. Any interested person who desires to do so may submit, within 15 days of the publication of this notice, any data, views or argu-

ments, in writing, on the proposed rule to the Director, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Done at Washington, D. C., this 12th day of June 1953.

[SEAL] DAVID M. PETTUS,
Acting Director, Livestock
Branch, Production and Marketing Administration,

[F. R. Doc. 53-5361; Filed, June 16, 1953; 8:56 a. m.]

### **NOTICES**

#### DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order 175]

GENERAL COUNSEL

DELEGATION OF AUTHORITY TO REDELEGATE CERTAIN FUNCTIONS

By virtue of the authority vested in me by Reorganization Plan No. 26 of 1950, the General Counsel is authorized to delegate to any officer or employee of the Treasury Department, with authority to redelegate, any of the functions he is authorized to perform by Treasury Department Order No. 120 or any other authority.

Dated: June 11, 1953.

[SEAL]

G. M. HUMPHREY, Secretary of the Treasury.

[F. R. Doc. 53-5360; Filed, June 16, 1953; 8:55 a. m.]

### DEPARTMENT OF DEFENSE

Department of the Navy

Organization Statement

MISCELLANEOUS AMENDMENTS

In Organization Statement of the Department of the Navy, published at 16

F. R. 12573-12590, delete section V B 9 (a) (b) and (c) under Office of Naval Material, appearing at 16 F. R. 12576, section VII G (b) (2) under Bureau of Yards and Docks, appearing at 16 F R. 12585, section VII I, United States Marine Corps, appearing at 16 F R. 12586-12587, section IX A 1 Nos. 5 and 6 under Naval Districts, appearing at 16 F. R. 12588, and insert the following in lieu thereof:

Sec. V Civilian Executive Assistants. \* \* \*

B. Executive Office of the Secretary. \* \* \*

9. Office of Naval Material. (a) The Chief of Naval Material is responsible for effectuating policies and general methods governing procurement, contracting, production, and utilization of materials and facilities, and for the planning related thereto; for the determination of stock levels, based upon require-ments of the Chief of Naval Operations; for the administration of inventory control systems; for the representation of Navy's material requirements before other governmental agencies: for determining the policies and methods to be followed by the Naval Establishment in meeting the material requirements of the operating forces, as determined by the Chief of Naval Operations, and for

coordinating and directing the efforts of the bureaus and offices of the Navy Department in this respect; for the coordination and integration of industrial mobilization planning for the Naval Establishment; and for the development, implementation, and coordination of Navy policy on labor relations, industrial manpower, and industrial security with respect to private industry.

(b) The Office of Naval Material exercises coordination control over the Material Inspection Service, USN, and management control over the Supervising Inspectors, the Inspectors of Naval Material, and the Assistant Inspectors

of Naval Material.

(c) The objective of the Office of Naval Material is to render service to the Secretary of the Navy, the Under Secretary, the Assistant Secretaries, the Chief of Naval Operations, and to the chiefs of bureaus and offices, with a view of facilitating the performance of their logistic functions.

Sec. VII. Naval Technical Assistants.

G. Bureau of Yards and Docks. \* \* \* (b) \* \* \*

(2) The Bureau is responsible also for the repair of the facilities enumerated above, when beyond the capacity of the local force employed, at all activities,

with funds supplied by the bureau or office having management control; for determining and authorizing the rates of sale of utility services to private parties, coordinate branches of the Government, and welfare activities within the Naval establishment: for the acquisition and disposal of real estate, and the maintenance of records thereof, except for Marine Corps leases, and the custody of real property no longer required for the use to which assigned; for making an annual survey, and estimating the funds required for maintenance of public works, public utilities, and construction, transportation, and weight-handling equipment at all shore activities of the Navy, and submitting appropriate recommendations in connection therewith to the responsible bureaus and offices having management control; for coordinating the procurement of utility services required by shore activities of the Naval Establishment; for maintaining liaison for the Navy Department with all public and private interests in regard to off-station access roads, housing, and related community facilities and services serving the shore establishment; and for maintaining a record of the location of all automotive vehicles of the Navy, and assigning Navy registration numbers thereto; the development, procurement, and distribution of materials and appliances for defense ashore against chemical, biological, and radiological warfare, except instruments for detection and measurement of radioactivity.

I. United States Marine Corps. (a) While the Marine Corps operates as an integral part of the Naval Establishment, the Headquarters organization is a complete operating organization in itself, and is self-contained. By law the Marine Corps or components thereof may be detached from duty under the Navy by Executive order and assigned duty elsewhere and must be self-sufficient to fulfill its traditional status of readiness.

The Continental Marines, forerunner of the present Corps, was organized by resolution of the Continental Congress of November 10, 1775. The present United States Marine Corps was established by act of Congress approved July 11, 1798 (1 Stat. 594, 34 U.S. C. 621,

et sea.)

(b) The Commandant of the Marine Corps who is appointed by the President by and with the advice and consent of the Senate for a term of 4 years, is charged with and responsible for the procurement, discharge, education, training, discipline, and distribution of officers and enlisted personnel of the Marine Corps, including the Marine Corps Reserve, and its equipment, supply, administration, and general efficiency.

(c) The Assistant to the Commandant is the Commandant's principal adviser and performs the duties of Chief of Staff. He performs duties of the Commandant

in the latter's absence.

(d) The office of the Commandant of the Marine Corps is Headquarters, U.S. Marine Corps, which is composed of the following:

Offices of the Commandant: Assistant Chief of Staff, G-1. Assistant Chief of Staff, G-2. Assistant Chief of Staff, G-3. Assistant Chief of Staff, G-4. Administrative Division. Policy Analysis Division.
Division of Public Information. Division of Aviation. Division of Reserve. Inspection Division. Office of the Secretary of the General Staff. Office of the Legislative Assistant. Office of the Director of Women Marines. Personnel Department. Supply Department.

- (e) The Deputy Chief of Staff acts for the Chief of Staff in his absence. He represents the Chief of Staff in external relations as directed and performs specific duties as assigned by the Chief of Staff.
- (f) The Assistant Chief of Staff, G-1. under the direction of the Commandant, formulates all plans, policies and programs concerned with military personnel administration and manpower management, including the determination of requirements, establishing allowances, and supervising the distribution and utilization of all personnel, both military and civilian, under the control of the Marine Corps.
- (g) The Assistant Chief of Staff, G-2, under the direction of the Commandant, formulates plans and policies pertaining to intelligence and counterintelligence. He renders advice and assistance to other offices of the Navy Department relative to the collection and dissemination of intelligence information and materials for use by Marine Corps organizations, and to counterintelligence matters relating to Marine Corps organizations and personnel.
- (h) The Assistant Chief of Staff, G-3, under the direction of the Commandant, formulates and recommends policies, prepares plans and supervises the execution of the approved policies and plans pertaining to the training, troop movement, and operations of the Marine Corps (Ground) both regular and reserve establishments; for the organization and employment of the Fleet Marine Force (Ground) and Marine Corps Reserve (Ground) for tactical and training inspections of the Fleet Marine Force (Ground), for establishing equipment development and procurement requirements and priorities of allocation of equipment and supplies (in coordination with G-4) and for maintaining certain historical records of the Marine Corps for current reference purposes.
- (i) The Assistant Chief of Staff, G-4, under the direction of the Commandant. formulates policies for and has cognizance of the plans for supply, evacuation, transportation, Fleet Marine Force Engineer support construction, field storage, maintenance of combat equipment, salvage, amphibious ships and crafts characteristics, mobilization and material aspects of the budget. He is responsible for the establishment and promulgation of supply allowances, replacement factors and the research and development of equipment (in coordination with G-3 and the Quartermaster General of the Marine Corps). He is responsible

for the organization, operations and training of service troops (in coordination with G-1 and G-3) He is responsible for furnishing personnel to serve on joint committees and boards having logistic functions.

(j) The Administrative Officer, under the direction of the Commandant, is responsible for administration of civilian personnel and placement of enlisted personnel at Headquarters; controls the editing and publishing of general purpose publications issued by Headquarters Marine Corps; provides for the operations of services affecting Headquarters as a whole; and the operation of the Headquarters communication office. Exercises technical control of all Machine Records Installations. Provides organization and management advisory services.

(k) The Director, Policy Analysis Division, under the direction of the Commandant, maintains continuous examination of current or projected Marine Corps policies for continuity, coordination and timeliness and submits recommendations to the Commandant for changes in policy, as appropriate.

(1) The Director of Public Information, under the direction of the Commandant, formulates the public information policies of the Marine Corps and coordinates and supervises field activities concerned with dissemination of information.

(m) The Director of Aviation, as Assistant Commandant (Air) of the Marine Corps, is adviser to the Commandant of the Marine Corps on aviation matters. He acts in a dual capacity as Director of Aviation, Headquarters Marine Corps, and Director, Marine Aviation (Op-52) in the Office of the Deputy Chief of Naval Operations (Air)

The Director of Aviation, under the direction of the Commandant, coordinates plans and initiates action to fulfill requirements of Marine Corps Aviation in matters of organization, personnel, operational readiness, logistics and

budgetary matters.

The Director of Aviation, as Director, Marine Aviation under the Deputy Chief of Naval Operations (Air) is responsible for administering all matters pertaining to Marine Corps Aviation in such manner as to insure closest cooperation between Marine Corps Aviation and Naval Aviation for their mutual benefit.

(n) The Director, Marine Corps Reserve, under the direction of the Commandant, has supervision, control, and responsibility over matters pertaining to

the Marine Corps Reserve.

(o) The Inspector General, Marine Corps, is responsible for the conduct of inspections and investigations as directed by the Commandant of the Marine Corps. He makes periodic inspections and special investigations when ordered by the Commandant, making written reports containing findings of fact and recommendations concerning irregularities at the activity inspected. He administers the program for the auditing of all non-appropriated funds.

(p) The Secretary of the General Staff assists the Chief of Staff and Staff in effecting coordination in staff action. He assures completeness in staff matters

presented to the Chief of Staff and the Commandant of the Marine Corps.

(q) The Director of Women Marines advises the Commandant of the Marine Corps on all matters of policy and procedure concerning women in the Marine Corps and Marine Corps Reserve; formulates policy relative to women in the Marine Corps and Marine Corps Reserve; makes recommendations on all policies and procedures affecting women initiated by other divisions and departments; advises and assists cognizant authorities in the execution of approved policy performs such other duties as may be prescribed by the Commandant of the Marine Corps.

(r) The Legislative Assistant is the principal Headquarters adviser to the Commandant of the Marine Corps and his staff on legal and legislative matters.

(s) The Director of Personnel, Marine Corps, under the direction of the Commandant, is responsible for the procurement and administration of officers and enlisted personnel of the Marine Corps; the distribution, appointment, promotion, retirement, discipline and discharge of commissioned, warrant and enlisted personnel, and for their welfare; adjudication of personal claims; casualty processing; maintenance of officer and enlisted personnel records; and for the administration of the Marine Corps Personnel Accounting System.

(t) The Quartermaster General of the Marine Corps is appointed by the President, by and with the advice and consent of the Senate, for four years. He is charged, under the direction of the Commandant of the Marine Corps, with the responsibility of procuring, storing, repairing, and distributing all equipment and supplies processed through the Marine Corps supply system. He exercises management control over quarters, barracks and other public buildings owned by the Marine Corps and provides for the repair, alteration and improvement thereof. He is responsible for the payment for equipment, supplies and services from funds appropriated by Congress for the Marine Corps. He has cognizance over all matters relative to the payment of pay and allowances of Marine Corps personnel, assigned Navy personnel, and civilian employees of the Marine Corps, and to the administrative analysis of accounts and returns of disbursing officers.

SEC. IX. The Shore Establishment.

A. Naval Districts. \* \* \*

No. 5: Maryland less Anne Arundel, Prince Georges, Montgomery, St. Marys, Calvert, and Charles Counties; West Virginia; Virginia less Arlington, Fairfax, Stafford, King George, Prince William, and Westmoreland Counties and the city of Alexandria; also all waters of Chesapeake Bay including its arms and tributaries except waters within the Fourth Naval District and the counties comprising the Potomac River and Severn River Naval Commands west of a line extending from Smith Point to Point Lookout thence following the general contour of the shore line of St. Marys; Calvert, and Anne Arundel Counties, as faired by straight lines from headland to headland across rivers and estuaries; Kentucky; and the counties of

Currituck, Camden, Pasquotank, Gates, Perquimans, Chowan, Dare, Tyrrell, Washington, Hyde, Beaufort, Pamilco, Craven, Jones, Carteret and Onslow in North Carolina.—Naval Base, Norfolk, Va.

No. 6: North Carolina less the counties of Currituck, Camden, Pasquotank, Gates, Perquimans, Chowon, Dare, Tyrrell, Washington, Hyde, Beaufort, Pamlico, Craven, Jones, Carteret, and Onslow; South Carolina, Georgia, Florida, Alabama, Tennessee, and Mississippi.—Charleston, S. C.

Dated: June 9, 1953.

C. S. Thomas, Acting Secretary of the Navy.

[F. R. Doc. 53-5316; Filed, June 16, 1953; 8:46 a. m.l

#### DEPARTMENT OF THE INTERIOR

#### Bureau of Land Management

[Misc. 5-1]

ARIZONA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JUNE 8, 1953.

In exchanges of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976, 43 U.S. C. sec. 315g) the following described lands have been reconveyed to the United States:

GILA AND SALT RIVER BASE AND MERIDIAN

T. 7 S., R. 24 E., Sec. 3, SW¼NW¼. T. 14 S., R. 28 E., Sec. 2, lots 1, 2, 3, 4, S½N½, SW¼. T. 14 S., R. 27 E., Sec. 2, N½, SW¼.

The lands in T. 7 S., R. 24 E. lie six miles southeast of Pima, Arizona. They are of broken topography and Cottonwood Wash cuts the southeast corner. The soil is fine sand to sandy clay loam, with semi-desert type vegetation. The remaining lands are flat desert to rough and mountainous with rocky soil, primarily suitable for grazing.

No applications for these lands may be allowed under the homestead, small tract, desert-land or any other nonmineral public-land laws unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application. It is unlikely that the lands will be so classified.

This order shall not otherwise become effective to change the status of such lands until 10:00 a.m. on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

(a) Ninety-one day period for preference-right filings. For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a) as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58

Stat. 747 (43 U.S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a.m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a.m. on the said 35th day shall be considered in the order of filing.

(b) Pate for non-preference-right filings. Commencing at 10:00 a. m. on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this order, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their

Applications for these lands, which shall be filed in the Land and Survey Office, Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Phoenix, Arizona.

> E. R. SMITH, Regional Administrator

[F. R. Dog. 53-5352; Filed, June 16, 1953; 8:53 a. m.]

[Misc. 5-2]

#### ARIZONA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JUNE 9, 1953.

In exchanges of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976, 43 U.S. C. sec. 315g), the following described lands have been reconveyed to the United States:

GILA AND SALT RIVER BASE AND MICRIDIAN

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T. 16 N., R. 10 W.,
   Sec. 5, all;
Sec. 7, E½NV¼;
   Sec. 29, all;
Sec. 23, all.
Sec. 33, all.
T. 16½ N., R. 10 W.,
Sec. 31, NE¾, NE
W½SE¾, E½SW¾.
T. 14 N., R. 12 W.,
                                  NEWSEW, SEWSEW,
   Sec. 36, E1/2 SE1/4.
T. 14 N., R. 13 W.,
    Sec. 2, SE14SW14.
T. 14 N., R. 14 W.,
Sec. 16, SE¼SE¼,
Sec. 32, W½NW¼.
T. 16 N., R. 14 W.,
Sec. 3, lots 1, 2, 3, 4, S½N½, S½,
Sec. 5, lots 1, 2, 3, 4, S½N½,
    Sec. 15, all;
    Sec. 35, SW14NW14.
T. 16 N., R. 15 W.,
Sec. 3, lots 1, 2, 3, 4, $½N½.
T. 10 N., R. 17 W.,
    Sec. 27, SE14SW14.
T. 10 N., R. 18 W.,
   Sec. 27, S½,
Secs. 29, 31, 33, 35, all.
T. 21 N., R. 18 W.,
Sec. 7, lot 2, SE¼NW¼, S½NE¼.
T. 21 N., R. 19 W.,
   Sec. 9, all;
   Sec. 11, all.
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The lands in T. 21 N., Rs. 18 and 19 W. are flat, with sandy soil and semi-desert type vegetation. They are traversed by Davis Dam Highway. The lands in T. 16 N., Rs. 14 and 15 W are rough to mountainous with vegetation consisting of mountain brush and grama grass. The remaining lands are rolling to rough and mountainous with semi-desert type vegetation.

No applications for these lands may be allowed under the homestead, small tract, desert-land or any other nonmineral public-land laws unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application,

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

(a) Ninety-one day period for preference-right filings. For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to pref-

erence under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 273-284) as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid cettlement rights and preference rights conferred by existing laws or equitable claims subnect to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a.m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) Date for non-preference-right filings. Commencing at 10:00 a.m. on the
126th day after the date of this order,
any lands remaining unappropriated
shall become subject to such application,
petition, location, selection, or other appropriation by the public generally as
may be authorized by the public-land
laws. All such applications filed either
at or before 10:00 a.m. on the 126th day
after the date of this order, shall be
treated as though filed simultaneously
at the hour specified on such 126th day.
All applications filed thereafter shall be
considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the cervice which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Phoenix, Arizona.

> E. R. Sluth. Regional Administrator.

[F. R. Doc. 53-5353; Filed, June 16, 1903; 8:54 a. m.]

#### DEPARTMENT OF AGRICULTURE

#### Office of the Secretary

NEBRASKA

SALE OF MINICAL INTERESTS; REVISED APEA

Schedule A. entitled Fair Market Value Areas, and Schedule B. entitled One Dollar Areas, accompanying the Secretary's Order dated June 26, 1951 (16 F. R. 6318) are amended as follows:

1. In Schedule A, under Nebrasha, in alphabetical order, add the counties "Cuming" and "Stanton."

2. In Schedule B, under Nebrasha, delete the counties "Cuming" and "Stanton."

(Sec. 3, Pub. Law 769, 81st Cong.)

Done at Washington, D. C., this 15th day of June 1953.

[SEAL] J. EARL COKE, Acting Secretary of Agriculture. [F. R. Doc. 53-5425; Filed, June 16, 1953; 8:59 a. m.]

#### DEPARTMENT OF LABOR

### Wage and Hour and Public Contracts Divisions

EMPLOYMENT OF HAMBICAPPED CLIENTS BY SHELTHEED WORKSHOPS

NOTICE OF ISSUANCE OF SPECIAL CERTIFICATES

Notice is hereby given that special certificates authorizing the employment of handicapped clients at hourly wage rates lower than the minimum wage rates applicable under section 6 of the Fair Labor Standards Act of 1938, as amended, and section 1 (b) of the Walsh-Healey Public Contracts Act, as amended, have been issued to the sheltered workshops hereinafter mentioned, under section 14 of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1663; 29 U. S. C. 214, as amended, 63 Stat. 910) and Part 525 of the regulations issued thereunder, as amended (29 CFR Part 525) and under sections 4 and 6 of the Walch-Healey Public Contracts Act (secs. 4, 6, 49 Stat. 2038; 41 U. S. C. 38, 40) and Article 1102 of the regulations issued pursuant thereto (41 CFR 201.1102),

The names and addresses of the sheltered workshops, wage rates and the effective and expiration dates of the certificates are set forth below. In each case, the wage rates are established at rates not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or at wage rates stipulated in the certificate, whichever is higher.

New Hampshire Society for Crippled Children and Handicapped Persons, 82 Elm Street, Manchester, N. H., at a wage rate of not less than 5 cents per hour for an evaluation period of 40 hours and a training period of 40 hours and 15 cents thereafter in the Lily Maling Project. Certificate is effective June 1, 1953, and expired May 31, 1954.

Blind Work Association, Inc., 18 Court Street, Binghamton, N. Y., at a wage rate of not less than 10 cents per hour for an evaluation period of 160 hours and a training period of 160 hours and 30 cents thereafter in the Homework Division. Certificate is effective May 1, 1953, and expires April 30, 1954.

Saranac Lake Rehabilitation Guild, 5 Franklin Avenue, Saranac Lake, N. Y., at a wage rate of not less than 20 cents per hour. Certificate is effective June 1,

1953, and expires May 31, 1954.

Brooklyn Bureau of Social Service and Children's Aid Society, 285 Schermer-horn Street, Brooklyn 17, N. Y., at a wage rate of not less than 10 cents per hour for an evaluation period of 140 hours and 20 cents thereafter for the entire shop except the Work Adjustment Training Division, and a wage rate of not less than 5 cents per hour for an evaluation period of 140 hours and 10 cents thereafter in the Work Adjustment Training Division. Cértificate is effective May 1, 1953, and expires April 30, 1954.

The Industrial Home for the Blind, 520 Gates Avenue, Brooklyn, N. Y., at a wage rate of not less than 10 cents per hour for an evaluation period of 480 hours and 40 cents thereafter in the Broom Department; not less than 10 cents per hour for an evaluation period of 400 hours and 30 cents thereafter in the Brush Department; not less than 10 cents per hour in the Homework Department; not less than 10 cents per hour for an evaluation period of 320 hours in the Mop Department and 35 cents thereafter: not less than 10 cents per hour for an evaluation period of 100 hours and 40 cents thereafter in the Part-Time Work Department; not less than 30 cents per hour in the Work Research Department. Certificate is effective June 1, 1953, and expires May 31, 1954.

The Industrial Home for the Blind, 1000 Atlantic Avenue, Brooklyn, N. Y., at a wage rate of not less than 10 cents per hour for an evaluation period of 160 hours and 30 cents thereafter in the automotive department; not less than 10 cents per hour for an evaluation period of 240 hours and 30 cents thereafter in the handle, mat, and woodwork departments: not less than 10 cents per hour for an evaluation period of 240 hours and 50 cents thereafter in the-Western Electric department. Certificate is effective June 1, 1953, and expires

May 31, 1954.

The Goodwill Industries of New York, Inc., 317-325 East One Hundred and Eighteenth Street, New York, N. Y., at a wage rate of not less than 35 cents per hour. Certificate is effective May 15, 1953, and expires October 31, 1953.

The Nassau County Branch of the Goodwill Industries of N. Y. Inc., Greenvale, Long Island, N. Y., at a wage rate of not less than 35 cents per hour. Certificate is effective May 15, 1953, and

expires October 31, 1953.

The Maryland Workshop for the Blind, 601 North Fulton Avenue, Baltimore, Md., at a wage rate of not less than 40 cents per hour for an evaluation period of 80 hours and a training period of 120 hours and 60 cents thereafter in the Government Work Division. Certificate is effective May 25, 1953, and expires May 31, 1954.

Goodwill Industries of Cincinnati, 514 East Pearl Street, Cincinnati 2, Ohio; at a wage rate of not less than 15 cents per hour. Certificate is effective April 27, 1953, and expires March 31, 1954.

Jewish Vocational Service, Inc., 407 East Michigan Street, Milwaukee 2, Wis., at a wage rate of not less than 20 cents per hour. Certificate is effective June 1, 1953, and expires May 31, 1954.

Iowa Society for Crippled Children and Adults, Inc., 2917 Grand Avenue, Des Moines 12, Iowa; at a wage rate of not less than 10 cents per hour for an evaluation period of 80 hours and a training period of 120 hours and 25 cents thereafter. Certificate is effective June 1, 1953, and expires May 31, 1954.

Kansas Industries for the Blind, 745 Central, Kansas City, Kans., at a wage rate of not less than 25 cents per hour for an evaluation period of 160 hours and a training period of 480 hours and 50 cents thereafter. Certificate is effective June 1, 1953, and expires May 31, 1954.

Kansas Industries for the Blind, Sixth and MacVicar, Topeka, Kans., at a wage rate of not less than 25 cents per hour for an evaluation period of 160 hours and a training period of 480 hours and 50 cents thereafter. Certificate is effective June 1, 1953, and expires May 31,

Lincoln Goodwill Industries, Inc., 1822 N Street, Lincoln 8, Nebr., at a wage rate of not less than 45 cents per hour. Certificate is effective June 1, 1953, and expires May 31, 1954.

The Rehabilitation Institute, 3600 Troost, Kansas City 9, Mo., at a wage rate of not less than 5 cents per hour for an evaluation period of 120 hours and a training period of 80 hours and 15 cents thereafter. Certificate is effective June 1, 1953, and expires May 31, 1954.

Lighthouse for the Blind of Fort Worth, 912 West Broadway, Fort Worth, Tex., at a wage rate of not less than 30 cents per hour for an evaluation period of 40 hours and a training period of 80 hours and 50 cents thereafter. Certificate is effective May 1, 1953, and expires April 30, 1954.

Golden Rule Industries of Oklahoma. Inc., 217 South Main Street, Muskogee, Okla., at a wage rate of not less than 40 cents per hour for an evaluation period of 80 hours and a training period of 80 hours and 50 cents thereafter. Certificate is effective June 1, 1953, and expires May 31, 1954.

Travis County Association for the Blind, 2101 South Lamar, Austin, Tex., at a wage rate of not less than 30 cents per hour for an evaluation period of 80 hours and a training period of 80 hours and 36 cents thereafter. Certificate is effective June 1, 1953, and expires May 31, 1954.

The Sheltered Workshop of the Crippled Children's Society of Santa Clara County, Inc., 299 West San Fernando Street, San Jose, Calif., at a wage rate of not less than 25 cents per hour. Certificate is effective June 1, 1953, and expires May 31, 1954.

Hartford Rehabilitation Center, Inc., 680 Franklin Avenue, Hartford 6, Conn., at a wage rate of not less than 5 cents per hour for a training period of 80 hours and 15 cents thereafter. Certificate is effective May 26, 1953, and expires May 31, 1954.

The employment of handicapped clients in the above-mentioned sheltered workshops under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 525 of the regulations, as amended. These certificates have been issued on the applicants' representations that they are sheltered workshops as defined in the regulations and that special services are provided their handicapped clients. A sheltered workshop is defined as, "A charitable organization or institution conducted not for profit. but for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, and to provide such individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature."

These certificates may be cancelled in the manner provided by the regulations, as amended. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REG-ISTER.

Signed at Washington, D. C., this 8th day of June 1953.

JACOB I. BELLOW. Assistant Chief of Field Operations. [F. R. Doc. 53-5314; Filed, June 16, 1953; 8:46 a. m.]

#### FEDERAL COMMUNICATIONS **COMMISSION**

[Docket Nos. 10422, 10423]

LOUIS WASMER AND TELEVISION SPOKANE. INC.

ORDER DELETING ISSUE

In re applications of Louis Wasmer, Spokane, Washington, Docket No. 10422, File No. BPCT-920; Television Spokane, Inc., Spokane, Washington, Docket No. 10423, File No. BPCT-1087 for construction permits for new television stations,

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 4th day of June 1953;

The Commission having under consideration a motion filed April 20, 1953, by Television Spokane, Inc., requesting deletion of Issue No. 1 in the above-entitled proceeding concerning the financial qualifications of Television Spokane, Inc. to construct and operate as proposed; an Opposition to the subject motion, filed April 28, 1953, by Louis Wasmer an Answer to Louis Wasmer's Opposition, filed May 8, 1953, by Television Spokane, Inc., and a Reply by Louis Wasmer, filed May 13, 1953; and

It appearing, that on April 3, 1953, the Commission accepted an amendment to the application of Television Spokane, Inc., that, based upon the application. as amended, Television Spokane, Inc. is financially qualified to construct and operate the proposed station for the initial period; and that, therefore, the aforementioned issue concerning the petitioner's financial qualifications in this proceeding should be deleted:

ceeding should be deleted;

It is ordered, That the above-described petition of Television Spokane, Inc. is granted, and Issue No. 1 is deleted from the Commission's order of designation in the above-entitled proceeding, as amended on April 2, 1953.

Released: June 5, 1953.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL]

T. J. Slowie, Secretary.

[F. R. Doc. 53-5312; Filed, June 16, 1953; 8:46 a. m.]

[Docket No. 10442]

VERSLUIS RADIO AND TELEVISION, INC.

ORDER AMENDING ISSUES

In re application of Verslus Radio and Television, Inc., Muskegon, Michigan, Docket No. 10442, File No. BPCT-1208; for a construction permit for a new television broadcast station.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 4th day of June 1953;

The Commission having under consideration:

(a) A Statement and Order issued by Hearing Examiner H. Gifford Irion, dated March 27, 1953 (Mimeo No. 89907)

(b) The Appeal from Ruling of Examiner or in the Alternative Petition for Redesignation of the Issues, filed on April 29, 1953, by Music Broadcasting Company.

(c) The Answer to Music Broadcasting Company's Appeal filed on May 6, 1953, by Versluis Radio and Television, Inc.,

(d) The Reply of Chief, Broadcast Bureau to Music Broadcasting Company's Appeal filed on May 11, 1953;

(e) Reply to Answer to an Appeal from the Ruling of Examiner and Opposition to the Petition for Redesignation of the Issues, filed on May 11, 1953, by Music Broadcasting Company

(f) The issues set forth in the Protest filed on January 21, 1953, by Music Broadcasting Company.

(g) The issues set forth in the Commission's memorandum opinion and

order of March 23, 1953; and

It appearing, that in his statement and order of April 27, 1953, the Hearing Examiner ruled that certain issues proposed in Music Broadcasting Company's protest were not encompassed in the issues contained in the Commission's memorandum opinion and order of March 23, 1953, said ruling of the Examiner more specifically being that the Commission issues did not encompass protestant's Issues Numbers 5 and 6 and encompassed protestant's Issue Number 4 in part only and

It further appearing, that, in its appeal from the Ruling of the Examiner or in the Alternative Petition for Redesignation of the Issues, Music Broadcasting Company contends that the effect of the

ruling is to limit to some extent the matters raised by Issue No. 3 of its protest and to fully exclude inquiry into any of the matters which fall within the scope of Issues 4, 5 and 6 thereof; and

It further appearing, that Versluls Radio and Television, Inc., in its Answer to said appeal has no objection to allowing Music Broadcasting Company to introduce evidence on the issues which, in its view, have been excluded by the Examiner's ruling; and

It further appearing, that the Chief, Broadcast Bureau has no objection to the inclusion of protestant's proposed

Issues 5 and 6; and

It further appearing, that, from an examination of the foregoing, protestant's Issues 1, 2, 3, and 7 are encompassed in the issues enumerated in the Commission's aforesaid memorandum opinion and order, and protestant's Issues 4, 5, and 6 should have been included at the time the matter was designated for hearing; and

It further appearing, that addition of protestant's Issues Numbers 4, 5, and 6 at this time is desirable since they raise questions the answers to which may affect the Commission's decision as to whether or not the construction permit now held by Versluis Radio and Television Inc., should be rescinded;

It is ordered, That Music Broadcasting Company's appeal is granted; and It is further ordered, That the Com-

It is further ordered, That the Commission's memorandum opinion and order of March 23, 1953, postponing the effective date of the grant of Versluis Radio and Television Inc.'s application and designating said application for hearing on the basis of Music Broadcasting Company's protest is amended so that Issue No. 4 is renumbered Issue No. 7 and new issues are added as follows:

4. To determine whether the use of Channel 35 as proposed by the applicant meets the needs and interests of communities and areas which might be served by a fair and efficient use of Channel 35 as contemplated by the Commission's television assignment table;

5. To determine whether the proposed television station is to be located in fact at Muskegon, Michigan:

6. To determine whether the applicant intends to provide a program service primarily directed for the Muskegon area or whether the program service proposed is primarily directed for the Grand Rapids area.

It is further ordered, That the burden of proof as to each of these seven issues shall be on the protestant.

Released: June 5, 1953.

FEDERAL COMMUNICATIONS
COMMISSION 1

[SEAL] T. J. SLOWIE,

Secretary

[F. R. Doc. 53-5311; Filed, June 16, 1953; 8:45 a. m.]

#### FEDERAL POWER COMMISSION

[Docket No. E-6433]

PENNSYLVANIA POWER & LIGHT CO.

HOTICE OF EXTENSION OF TIME

JUNE 11, 1953.

Upon consideration of the request of Pennsylvania Power & Light Company, filed June 9, 1953, in the above-designated matter;

Notice is hereby given that an extension of time to and including August 20, 1953, is granted within which the Applicant shall acquire shares of capital stock of the Scranton Electric Company, as authorized by Commission's order issued April 22, 1953. Paragraph (B) of said order is amended accordingly.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-5336; Filed, June 16, 1953; 8:50 a.m.]

[Docket No. E-6500]

GULF STATES UTILITIES Co.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF SECURITIES

JUNE 11, 1953.

Notice is hereby given that on June 10, 1953, the Federal Power Commission issued its order adopted June 9, 1953, authorizing issuance of securities in the above-entitled matter.

[SEAL]

Leon M. Fuguay, Secretary.

[F. R. Doc. 53-5317; Filed, June 16, 1953; 8:47 a. m.]

[Docket No. G-1947]

TEXAS EASTERN TRANSMISSION CORP.

NOTICE OF EXTENSION OF TIME

JUNE 11, 1953.

Upon consideration of the petition of Texas Eastern Transmission Corporation filed May 21, 1953, to amend the Commission's order issued December 15, 1952, in the above-entitled matter;

Notice is hereby given that an extension of time to and including September 1, 1953, is hereby granted within which Applicant shall complete the construction of facilities and actually undertake and regularly perform the services authorized by said order issued December 15, 1952. Paragraph (C) (1) of said order is hereby amended accordingly.

[SEAL]

Leon M. Fuquay, Secretary.

[P. R. Doc. 53-5337; Filed, June 16, 1953; 8:50 a.m.]

[Docket No. G-1959]

WILCOX TREND GATHERING SYSTEM, INC.

NOTICE OF EXTENSION OF TIME

June 11, 1953.

Upon consideration of the petition of Wilcox Trend Gathering System, Inc.

<sup>&</sup>lt;sup>1</sup>Concurring statement of Commissioner Bartley: "Although I discented from the Commission action designating the Versluis application for hearing, I concur in the instant action because it is unrelated to the question of whether protestant is a party in interest, which was the basis of my dissent."

filed May 21, 1953, to amend the Commission's order issued December 15, 1952, in the above-entitled matter;

Notice is hereby given that an extension of time to and including September 1, 1953, is hereby granted within which Applicant shall complete the construction of facilities and actually undertake and regularly perform the services authorized by said order issued December 15, 1952. Paragraph (F) (1) of said order is hereby amended accordingly.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-5338; Filed, June 16, 1953; 8:51 a.m.]

[Docket Nos. G-1630, 1631, 1912, 2102, 2104, 2106]

EL PASO NATURAL GAS CO. ET AL.

NOTICE OF FINDINGS AND ORDER

JUNE 11, 1953.

In the matters of El Paso Natural Gas Company, Docket Nos. G-2106, G-1630, G-1631, G-1912; Southern California Gas Company and Southern Counties Gas Company of California, Docket No. G-2104; Pacific Gas and Electric Company, Docket No. G-2102.

Notice is hereby given that on June 10, 1953, the Federal Power Commission issued its findings and order adopted June 9, 1953, issuing certificate of public convenience and necessity to Pacific Gas and Electric Company, Docket No. G—2102, for "Facility C" in severed part of application in the above-entitled matters.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-5318; Filed, June 16, 1953; 8:47 a. m.]

[Docket No. G-2159]

MONTANA-DAKOTA UTILITIES Co.

NOTICE OF ORDER ALLOWING WITHDRAWAL OF APPLICATION AND TERMINATING PROCEED-ING

JUNE 11, 1953.

Notice is hereby given that on June 10, 1953, the Federal Power Commission issued its order adopted June 9, 1953, allowing withdrawal of application and terminating proceeding in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-5319; Filed, June 16, 1953; 8:47 a. m.]

[Docket No. ID-1095]

CHARLES H. TENNEY II

NOTICE OF ORDER AUTHORIZING HOLDING OF CERTAIN POSITIONS

JUNE 11, 1953.

Notice is hereby given that on June 10, 1953, the Federal Power Commission issued its order adopted June 9, 1953,

authorizing applicant to hold certain positions pursuant to section 305 (b) of the Federal Power Act in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-5320; Filed, June 16, 1953; 8:47 a. m.]

#### CIVIL AERONAUTICS BOARD

[Docket Nos. 6098, 6175]

EASTERN AIR LINES, INC., AND AMERICAN AIRLINES, INC.

NOTICE OF PREHEARING CONFERENCE

In the matter of coach fares proposed by Eastern Air Lines, Inc., Docket No. 6098, and by American Airlines, Inc., Docket No. 6175.

Notice is hereby given that a prehearing conference in the above-entitled proceedings is assigned to be held on June 26, 1953, at 10:00 a.m., e. d. s. t., in Conference Room "A" Departmental Auditorium, between Twelfth and Fourteenth Streets on Constitution Avenue NW., Washington, D. C., before Examiner Paul N. Pfeiffer.

Dated at Washington, D. C., June 12,

[SEAL]

Francis W Brown, Chief Examiner

[F. R. Doc. 53-5359; Filed, June 16, 1953; 8:55 a. m.]

# OFFICE OF DEFENSE MOBILIZATION

Idaho Falls-Blackfoot-Arco, Idaho, Area

FINDING AND DETERMINATION OF CRITICAL DEFENSE HOUSING AREAS UNDER DEFENSE HOUSING AND COMMUNITY FACILITIES AND SERVICES ACT OF 1951

JUNE 12, 1953.

Upon a review of the construction of new defense plants and installations, and the reactivation or expansion of operations of existing defense plants and installations, and the in-migration of defense workers or military personnel to carry out activities at such plants or installations and the availability of housing and community facilities and services for such defense workers and military personnel in the area set forth below, I find that all of the conditions set forth in section 101 (b) of the Defense Housing and Community Facilities and Services Act of 1951 (Pub. Law 139, 82d Cong., 1st sess.) exist.

Accordingly, pursuant to section 101 of the Defense Housing and Community Facilities and Services Act of 1951 and by virtue of the authority vested in me by paragraph number 1 of Executive Order 10296 of October 2, 1951, I hereby determine that said area is a critical defense housing area.

Idaho Falls-Blackfoot-Arco, Idaho, Area: (The area consists of Butte County; Jefferson County; Bingham County, except the precincts of Sterling, Aberdeen 1 and Aberdeen 2; Bonneville County, except the precincts of

Poplar, Antelope, Ozone, Palisade, Grays, Blowout and Jackknife; all in Idaho.)

This supersedes certification made under date of September 11, 1951.

ARTHUR S. FLEMMING, Director of Defense Mobilization.

[F. R. Doc. 53-5330; Filed, June 16, 1953; 8:49 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File Nos. 31-602, 31-603]

T. J. RANEY & SONS ET AL.

ORDER GRANTING APPLICATIONS FOR EXEMPTION

JUNE 11, 1953.

In the matter of T. J. Raney & Sons, Raney Bros. Inc., Alton B. Raney, Dallas P Raney, Robert W Raney, Frank R. Thurmond, File No. 31-602; Womeldorff & Lindsey, James E. Womeldorff, Robert P Lindsey, File No. 31-603.

T. J. Raney & Sons, Raney Bros. Inc., Alton B. Raney, Dallas P. Raney, Robert W. Raney and Frank R. Thurmond ("Raney Group") and Womeldorff & Lindsey, James E. Womeldorff and Robert P. Lindsey ("Womeldorff Group") having filed applications and amendments thereto pursuant to section 3 (a) (1) of the Public Utility Holding Company Act of 1935 ("act") for exemption of such groups and their public-utility subsidiary, MidSouth Gas Company ("MidSouth"), from the provisions of the act; and

Due notice having been given of the filing of said applications and a hearing not having been requested of, or ordered by, the Commission; and the Commission having examined said applications, as amended, and finding that the applicable provisions of the act are satisfied and observing no basis for adverse findings, and further observing that the provisions of section 3 (c) of the act will be applicable to the exemption requested herein and that applicants and their subsidiary will remain subject to any obligation, liability, or duty imposed upon them by the act in any capacity other than as holding companies or as a subsidiary of a holding company, and deeming it appropriate to grant said applications, as amended, subject to certain terms and conditions as to which applicants have agreed:

It is ordered, That said applications, as amended, be, and the same hereby are, granted effective forthwith, subject to the following terms and conditions:

1. (a) Applicants shall give at least 20 days advance notice to the Commission (the time to begin with the date of receipt of such notice by the Commission) subject, however, to the right of the Commission to grant a request for acceleration of such notice period in any particular case, of any proposed transaction with, or on behalf of, MidSouth wherein any fee, commission, other remuneration, profit or special advantage would result to applicants. The Commission, during such 20-day period, will notify applicants if it determines that the proposed transaction gives rise to a

substantial question as to whether the continued exemption of the applicants and their subsidiary is in the public interest and the interest of investors or consumers, and will advise applicants of such modifications of the proposed transaction as are deemed necessary or appropriate to resolve such question.

(b) Unless the applicants shall have filed with the Commission, within a period of 10 days from the date of the Commission's notice aforesaid, a commitment that the proposed transaction will be modified in a manner satisfactory to the Commission, the exemption herein granted to the applicants and their subsidiary shall automatically terminate forthwith and applicants shall, pursuant to section 5 of the act, register as a holding company within 5 days thereafter by filling a notification of registration on Form U5A.

(c) Any proposed transaction with respect to which notice has been given by the applicants pursuant to paragraph 1 (a) herein shall be consummated within 60 days of the date of such notice, or such later date as may be approved by the Commission, and within 10 days following consummation of such transaction applicants shall certify to the Commission that such transaction was carried out in accordance with the representations made in said notice, as filed or as modified.

2. Applicants shall file with the Commission, within 10 days after the end of each calendar quarter, a statement showing any changes in the ownership by applicants of securities of MidSouth.

3. Applicants shall file with the Commission three copies of MidSouth's Annual Report to stockholders within 10 days after such report is made generally available to the stockholders of said

4. Applicants shall file with the Commission one copy of the annual report of MidSouth to the Federal Power Commission at the same time such report is filed with the Federal Power Commission, or, in lieu thereof, a copy of the annual report of MidSouth to the Arkansas Public Service Commission at the time of filing such report with such Commission.

By the Commission.

[SEAL]

ORYAL L. DUBOIS, Secretary.

[F. R. Doc. 53-5324; Filed, June 16, 1953; 8:48 a. m.]

[File No. 70-3045]

CONSOLIDATED NATURAL GAS CO. ET AL.

ORDER AUTHORIZING ISSUANCE AND SALE OF NOTES BY SUBSIDIARY TO PARENT

JUNE 11, 1953.

Consolidated Natural Gas Company ("Consolidated") a registered holding company and its five subsidiaries, including The Peoples Natural Gas Company ("Peoples") having filed a joint application-declaration with this Commission pursuant to sections 6 (b) 10, 12 (b), and 12 (f) of the Public Utility Holding Company Act of 1935 ("act")

and rules thereunder regarding the issuance and sale of notes and stocks of the subsidiaries to the parent; and

Consolidated and its five subsidiaries having filed an amendment requesting the prompt issue of an order granting and permitting to become effective the joint application-declaration insofar as it relates to the issuance and sale by Peoples to Consolidated of the former's non-negotiable promissory notes in an aggregate principal amount not in excess of \$9,500,000, bearing interest at the rate of 3% percent per annum and to mature as follows: \$250,000 on May 31, 1958, and \$250,000 on each May 31 thereafter to and including May 31, 1963; \$500,000 on May 31, 1964, and \$500,000 on each May 31 thereafter to and including May 31, 1977 and \$1,000,-000 on May 31, 1978. The loans are to be made from time to time within the twelve-month period ending June 30, 1954, as financing is required by Peoples in carrying out its construction program; and

The proposed issuance of notes by Peoples having been authorized by the Pennsylvania Public Utility Commission by order dated May 25, 1953; and

Due notice having been given of the filing of the joint application-declaration, and a hearing not having been requested of or ordered by the Commission; and the Commission finding that the issuance and sale of said notes by Peoples and the acquisition thereof by Consolidated satisfy the applicable provisions of the act and the rules promulgated thereunder, and that no adverse findings are necessary in respect thereof, and deeming it appropriate in the public interest and in the interest of investors and consumers that said joint application-declaration, as amended, be granted and permitted to become effective forthwith insofar as it relates to the issuance and sale of notes by Peoples and the acquisition thereof by Consolidated:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions contained in Rule U-24 that said joint application-declaration, as amended, be and the same hereby is, granted and permitted to become effective forthwith insofar as it relates to the issuance and sale by Peoples of not in excess of \$9,500,000 of nonnegotiable promissory notes and the acquisition thereof by Consolidated.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-5328; Filed, June 16, 1953; 8:49 a. m.]

[File No. 70-3046]

NEW ENGLAND ELECTRIC SYSTEM

SUPPLEMENTAL ORDER RELEASING JURISDIC-TION OVER RESULTS OF COMPETITIVE BIDDING FOR UNDERWRITING OF COMMON SHARE OFFERING AND OVER FEES AND EXPENSES

JUNE 11, 1953.

New England Electric System ("NEES"), a registered holding com-

pany, having filed a declaration and amendments thereto with this Commission regarding, among other things, the offering of additional common shares to the holders of its presently outstanding common shares on the basis of one additional common share for each ten common shares held of record, the issuance and sale of common shares subscribed for pursuant to said offer and the issuance and sale of such of 828,516 shares as are not subscribed for, plus such shares as shall have been acquired in stabilizing activities, to underwriters selected by competitive bidding pursuant to Rule U-50 at the subscription price to be determined by NEES, the underwriters' bids to specify the aggregate amount of compensation to be paid for their commitments; it being provided that if the number of common shares held of record by any shareholder is not evenly divisible by ten, the subscription warrant such shareholder will receive will entitle him to subscribe for one additional common share in excess of the whole number of additional common shares to which he would otherwise be entitled; it being further provided that the proceeds from the sale of the additional common shares will be added to the general funds of NEES and applied in furtherance of the construction programs of its subsidiaries, either through loans to subsidiaries or purchases of additional shares of their capital stocks, any balance to be used for general corporate purposes of NEES;

The Commission, by order dated May 26, 1953, having permitted said declaration to become effective subject to the condition that the proposed issuance and sale of common shares should not be consummated until the results of competitive bidding pursuant to Rule U-50 should be made a matter of record in this proceeding and a further order entered by the Commission in the light of the record so completed and having reserved jurisdiction with respect to all fees and expenses in connection with the

proposed transactions; and NEES having now filed a further

amendment to its declaration setting forth the action taken to comply with the requirements of Rule U-50, which amendment states that NEES has determined a subscription price of \$12.00 for the additional common shares and that, pursuant to the invitation for competitive bids, the following bids were

received:

Bidding group headed by—	Amount of com- pensation bid		Agreerata not pro-
	Aggre- gate	Per chare	Company <sup>1</sup>
Blyth & Co., Inc., Leb- man Bree, and Bear, Steams & Co. Carl M. Leeb, Rheades & Co., Ledenburg.	\$497,600	\$9,60	<b>\$9,445,1</b> 52
Tholmann & Co. and Wertheim & Co. Merrill Lynch, Pierce,	571,500	.69	9,370,633
Fenner & Beane, Kidder, Peabely & Co. and White, Well & Co.	762,660	.02	9,150,102

After deducting amount of compensation bid only.

The amendment having further stated that NEES has accepted the bid of Blyth & Co., Inc., Lehman Brothers and Bear, Stearns & Co., as set forth above;

The record having been completed with respect to the fees and expenses in connection with the proposed transactions, which are estimated as set forth below.

SEC registration fee	\$1,342
Federal original issue stamp tax	2,000
Services of New England Power Serv-	
ice Co	20,000
Printing registration statement,	
subscription warrants, etc	35,000
Cost of common share certificates	2,000
Services of independent account-	
ants	5,000
Services of transfer agents and reg-	
istrars	10,000
Services of subscription agents (in-	
cluding \$7,000 estimated ex-	
penses)	57,000
Services of financial adviser (includ-	
ing \$3,500 estimated expenses)	23,500
Advertising, listing fees, miscellane-	
ous	9,158

It further appearing that the proposed fee of Simpson Thacher & Bartlett, counsel for the underwriters, to be paid by said underwriters, is \$9,000; and

Total\_\_\_\_\_ 165,000

The Commission having examined said amendment and having considered the record herein, and finding no basis for adverse findings or the imposition of additional terms and conditions with respect to the price to be received for said common shares, the compensation to be paid to the underwriters, or otherwise; and it appearing to the Commission that the above fees and expenses are not unreasonable provided they do not exceed the amounts estimated; and it appearing appropriate to the Commission that the jurisdiction heretofore reserved over the results of competitive bidding and over the fees and expenses in connection with the proposed transactions be released:

It is ordered, That the jurisdiction heretofore reserved with respect to the results of competitive bidding under Rule U-50 and with respect to all fees and expenses be, and the same hereby is, released, and that said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 53-5326; Filed, June 16, 1953; 8:49 a. m.]

[File No. 70-3061]

NORTHERN STATES POWER CO.

NOTICE OF FILING REGARDING PURCHASE CONTRACT FOR PROPOSED ACQUISITION OF UTILITY ASSETS

JUNE 11, 1953.

Notice is hereby given that Northern States Power Company ("Northern States") a Minnesota corporation and a registered holding company and also a public utility company, has filed an application-declaration pursuant to sec-

tions 9 and 10 of the Public Utility Holding Company Act of 1935 ("act") with this Commission with respect to a proposed transaction which is summarized below.

Northern States proposes to purchase from the Minneapolis Street Railway Company and The St. Paul City Railway Company, non-affiliates (subsidiaries of Twin City Rapid Transit Company and hereinafter sometimes referred to collectively as the "Railway Companies") a 35 cycle steam electric power plant (except certain excluded equipment) located on the Mississippi River a short distance above the Northern States' Lower Dam Hydro Plant in what is commonly termed the loop area of Minneapolis, two substation buildings located in Minneapolis, approximately 23 miles of underground conduit lines in the streets of Minneapolis and St. Paul, and three tunnels located in Minneapolis used for underground cable purposes (hereinafter sometimes collectively referred to as the "Railway Properties")

As the Railway Companies will need the Railway Properties in their operations until completion of the conversion of their street railway operations to bus operations (which they anticipate will be on or before November 1, 1954) the Agreement of Sale provides for the conveyance of the Railway Properties to Northern States on November 1, 1954 (with provisions for variation of such date, under specified conditions, from not earlier than July 1, 1954, to not later than November 1, 1955).

Northern States will pay the Railway Companies a base purchase price of \$1,500,000 for the Railway Properties. The Agreement of Sale contains a provision for the reduction of the base purchase price by the sum of \$75,000 for each complete year from December 31, 1952, and \$205 for each additional day beyond any complete year to the date of payment as well as other provisions for adjustment of the base purchase price under specified conditions.

An additional expenditure estimated at \$1,800,000 will be required by Northern States to convert the operation of the plant from 35 cycle to 60 cycle and to tie it into Northern States' interconnected system. This amount, plus the cost at time of transfer of the power plant and distribution facilities to be purchased from the Railway Companies, will aggregate approximately \$3,200,000, making the total cost of the added generating capability less than \$80.00 per kilowatt. These amounts assume a closing date of about July 1, 1954., It is the intention of Northern States to use the plant, when converted, for peak load operations and needed emergency stand-by. When it is available in 1955, it is estimated that the interconnected system reserve will be increased by this addition from 11.3 percent to 14.9 percent. In the opinion of Northern States' engineers, the availability of this plant for peaking and emergency purposes fully justifies the cost of purchase and conversion.

Engineers of Northern States have examined the Railway Properties and in their opinion the present value of such properties is at least \$1,500,000. In addition, Northern States has made a study

of the books and records of the Railway Companies for the purpose of determining the original cost of the properties to be acquired which shows that such cost, less estimated accrued depreciation, is presently in excess of \$1,500,000.

The power plant, located in the metropolitan area of Minneapolis, is stated to be strategically located with respect to Northern States' system. The purchase of this plant also will make available to the system for future development a site on the Mississippi River with ample cooling water supply, natural gas and coal fuels, and coal storage area areadily available. Additional land now owned by the Saint Anthony Falls Water Power Company, a wholly-owned subsidiary of Northern States, is located adjacent to the site of the plant and would be available should additional space be required for expansion.

The portions of the underground conduit lines being purchased are contiguous to Northern States' existing underground system and are at locations stated to be well suited to the expansion of that system. It is stated that the tunnels and substations involved in the purchase will fit in with Northern States'

system and future plans.

Upon acquisition of the Railway Properties, Northern States will record the transaction in conformity with the Federal Power Commission's Uniform System of Accounts. No commissions will be paid by the Company in connection with the acquisition and expenses in connection therewith are estimated at not

to exceed \$2,500.

Notice is further given that any interested person may, not later than Juno 29, 1953, at 5:30 p. m., e. d. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said filing which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 29, 1953, such application-declaration, as filed or as amended, may be granted, or permitted to become effective, as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 53-5322; Filed, June 16, 1953; 8:48 a. m.]

[File No. 70-3065]

ARKANSAS POWER & LIGHT CO.

SUPPLEMENTAL ORDER AUTHORIZING SALE OF FIRST MORTGAGE BONDS

JUNE 11, 1953.

Arkansas Power & Light Company ("Arkansas") a public utility subsidiary of Middle South Utilities, Inc., a registered holding company, having filed an application, and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder, regarding the issuance and sale, at competitive bidding of \$18,000,000 principal amount of First Mortgage Bonds, \_\_ Percent Series due 1983; and The Commission, by order dated May

27, 1953, having granted said application, as amended, subject to the condition, among others, that the proposed sale of bonds by Arkansas should not be consummated until the results of competitive bidding, pursuant to Rule U-50. had been made a matter of record in this proceeding and a further order entered by this Commission in the light of the record so completed; and jurisdiction having been reserved over the payment of all legal fees and expenses, including the fees and expenses of counsel for the underwriters, incurred or to be incurred in connection with the proposed transactions; and

Arkansas, on June 11, 1953, having filed a further amendment to its application setting forth the action taken by it to comply with the requirements of Rule U-50 and stating that pursuant to the invitation for competitive bids on the bonds, the following bids were received:

Bidder	Annual interest rate (per- cent)		Annual cost to Com- pany (per- cent)
Merrill Lynch, Pierce, Fenner & Beane. Union Securities Corp	431	100.8033	4.2023
Blyth & Co., Inc Equitable Securities Corp Central Republic Co. (Inc.)		100.39	4.2323
Halsey, Stuart & Co. Inc Lehman Bros	434	100.14	4.2417
Stone & Webster Securities Corp White, Weld & Co	435	101,869	4,2640

<sup>&</sup>lt;sup>1</sup>Exclusive of accrued interest from June 1, 1953.

The amendment further stating that Arkansas has accepted the bid of Merrill Lynch, Pierce, Fenner & Beane and Union Securities Corporation for the bonds, as set forth above, and that the bonds will be initially offered for sale to the public at a price of 101.36 percent of their principal amount, plus accrued interest from June 1, 1953, resulting in an underwriting spread of 0.5501 percent of the principal amount of the bonds, or an aggregate of \$99,018 and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received for the bonds, the redemption prices thereof, the interest rate thereon and the underwriters' spread:

It is ordered, That said application, as further amended, be, and the same hereby is, granted, effective forthwith, subject to the terms and conditions prescribed in Rule U-24, and that the jurisdiction heretofore reserved over the results of competitive bidding, pursuant to Rule U-50, with respect to the sale of

the bonds be, and the same hereby is, released.

It is further ordered, That the jurisdiction heretofore reserved over the payment of all legal fees and expenses, including fees and expenses of counsel for the underwriters, incurred or to be incurred in connection with the proposed transactions be, and the same hereby is, continued.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-5327; Filed, June 16, 1953; 8:49 a. m.]

#### [File No. 70-3068]

MICHIGAN-WISCONSIN PIPE LINE Co.
ORDER REGARDING ISSUE AND EXCHANGE OF
ONE YEAR NOTES TO BANKS

June 11, 1953

Michigan-Wisconsin Pipe Line Company ("Michigan-Wisconsin") a subsidiary of American Natural Gas Company, a registered holding company, having filed with this Commission an application pursuant to the Fublic Utility Holding Company Act of 1935 ("act"), particularly section 6 (b) and Rule U-50 (a) (2) promulgated thereunder, regarding the following proposal:

Michigan-Wisconsin proposes to issue \$20,000,000 principal amount of 3½ percent notes to mature July 1, 1954, and to exchange them with the banks hereinafter named in the principal amounts shown for a like principal amount of the outstanding 3 percent notes of the company held by such banks:

The National City Bank of New

York \_\_\_\_\_ C9, GG9, GG7
The Hanover Bank, New York \_\_\_ 6, GG9, GG7
Mellon National Bank & Trust

Co., Pittsburgh \_\_\_\_\_

The notes are to be issued under a loan agreement to be executed upon the granting of the application by the Commission. The notes are to be prepayable

Total\_\_\_\_\_ 20,000,000

at any time in amounts of \$500,000, or multiples thereof, without penalty, except that if prepayment is to be made from the proceeds from other bank borrowings a prepayment penalty of onequarter of one percent per annum from the date of prepayment to July 1, 1954,

is to be payable.

The company states that it contemplates the consummation of a permanent financing program prior to the maturity

of the notes to be issued.

Michigan-Wisconsin will covenant that it will not without prior written consent of each of the banks (i) pay dividends on its common stock in excess of the amount permitted by its outstanding mortgage or any mortgage indenture supplementing or replacing it; (ii) incur, create, assume, guarantee, or suffer any liability on account of other borrowings or of any funded debt, unless subordinated to the notes issued hereinunder, except (a) the presently outstanding notes, (b) the notes to be issued, and (c) bonds issued under the existing mortgage

or any mortgage supplementing or replacing it, and that the proceeds of any bonds issued shall be applied first to prepayment of the proposed notes; or (iii) merge or consolidate with or into any other company.

It is stated that no regulatory agency or authority other than this Commission has jurisdiction over the proposed transactions, and that the proposed issue and exchange of notes is exempt from section 6 (a) of the act by reason of the provisions of section 6 (b), and is exempt from the competitive bidding requirements of Rule U-50 by reason of the provision of paragraph (a) (2) thereof. Expenses are estimated at \$2,000 including a legal fee of \$1,000 to Sidley, Austin, Burgess & Smith.

Due notice of the filing of the application having been given and a hearing not having been requested or ordered by the Commission; and the Commission finding that the applicable provisions of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary and deeming it appropriate in the public interest and the interest of investors and consumers that said application be granted forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act, that said application be, and it hereby is, granted forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-5325; Filed, June 16, 1953; 8:48 a. m.]

a^\* [File No. 70-3032]

NORTHERN STATES POWER CO.

NOTICE REGARDING PROPOSED ISSUE AND SALE TO BANKS OF NOTES

JUNE 11, 1953.

Notice is hereby given that Northern States Power Company ("Northern States"), a public utility company and a registered holding company, has filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("act") a declaration regarding a proposal to issue and sell \$20,000,000 of notes to banks. Declarant designates sections 6 (a) and 7 of the act and Rule U-50 (a) (2) promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 24, 1953, at 5:30 p. m., e. d. t., request in writing that a hearing be held on such matter, stating the nature of his interest, the reason for such request, and the issues of fact or law raised by caid declaration which he desires to controvert, or he may request that he he notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Secunties and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 24, 1953. said

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declaration, as filed or as amended, may be permitted to become effective as provided by Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said declaration on file in the office of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Northern States proposes to negotiate loans aggregating not in excess of \$20,-000,000 from a group of banks, the loans to be evidenced by unsecured promissory notes to be dated as of the date of the loans and to be payable, without premium, on or before a date not more than 12 months from the date of the initial loans. The Company expects to make initial loans aggregating \$10,000,000 soon after its declaration is permitted to become effective, and additional loans aggregating \$10,000,000 from time to time thereafter but prior to December 31, 1953. The interest rate on the loans will not exceed the prime interest rate (presently 314 percent) on bank loans of this type at the time the respective loans are made. The banks which may participate in the loans may include some or all of the following:

Northwestern National Bank of Minneapolis.

First National Bank of Minneapolis. The First National Bank of Saint Paul.

The Chase National Bank of the City of-New York. Continental Illinois National Bank & Trust-

Co. of Chicago.

Harris Trust & Savings Bank, Chicago.

Northern States will not consummate any loan at an interest rate in excess of 3½ percent or from any bank not listed above except after an amendment to its declaration has been filed with this Commission, stating such interest rate or naming such bank, as the case may be, and has been permitted to become effective. If such amendment is filed after its instant declaration has become effective, the Company will request therein that the amendment be permitted to become effective five days after filing without further order of the Commission unless the Commission shall have notified the Company to the contrary.

The proceeds from the loans will be added to general funds of the Company and used to provide part of the new capital required during the balance of 1953 and in the first part of 1954 for expenditures in connection with its construction program.

The declaration states that the proposed issue and sale of notes is exempt from the competitive bidding requirements of Rule U-50 under the provisions of paragraph (a) (2) thereof, and that no state commission has jurisdiction over the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 53-5323; Filed, June 16, 1953; 8:48 a. m.1

[File No. 70-3085]

NEW ENGLAND ELECTRIC SYSTEM AND MYSTIC POWER CO.

NOTICE OF FILING REGARDING ISSUE AND SALE BY SUBSIDIARY TO PARENT OF CAPITAL STOCK

JUNE 11, 1953.

Notice is hereby given that a joint application has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 (the "act") by New England Electric System ("NEES") a registered holding com-pany, and its public-utility subsidiary company, The Mystic Power Company ("Mystic") The application designates The application designates sections 6 (b) 9 (a) and 10 of the act and Rules U-23, U-24 and U-42 (b) (2) promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 26, 1953, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said date, said application, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 and U-100 thereof.

All interested persons are referred to said application, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

Mystic proposes to issue and sell 5,000 shares of additional capital stock, par value \$100 each, at a price of \$100 per share, and to issue rights to its shareholders to subscribe for such shares.

Mystic presently has outstanding 10,000 shares of capital stock, all of which, except nine qualifying shares held by Mystic's directors, are owned by NEES. The directors will assign their subscription rights to NEES which will use available cash to purchase all of the additional shares proposed to be issued. The application states that no State commission, other than the Public Utilities Commission of Connecticut, or Federal commission, other than this Commission, has jurisdiction over the proposed transactions. The applicants request that the order of this Commission be made effective forthwith upon issuance.

Mystic presently has outstanding an aggregate of \$425,000 principal amount of 31/4 percent notes payable to banks and is authorized by this Commission to issue an additional \$75,000 of such notes on or before June 30, 1953. Mystic will use the net proceeds to be derived from

the proposed sale of additional common shares to pay off its then outstanding note indebtedness to banks and the balance remaining, if any, will be applied by Mystic to the payment of construction expenditures or reimbursement of the treasury therefor.

Total expenses to be borne by Mystic for services performed in connection with the proposed sale of said common shares are estimated at \$1,775. The application states that such estimate includes \$700 for services rendered at the actual cost thereof by New England Power Service Company, an affiliated service company. The cost to NEES for services to be rendered by such service company is estimated not to exceed \$300.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-5321; Filed, June 16, 1953; 8:47 a. m.]

#### INTERSTATE COMMERCE **COMMISSION**

[4th Sec. Application 28169]

VARIOUS COMMODITIES FROM ILLINOIS Territory to the South

APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. G. Raasch, Agent, for carriers parties to schedules listed in exhibit A of the application pursuant to fourth section order No. 17220,

Commodities involved: Various commodities, carloads.

From: Points in Illinois territory.

To: Points in southern territory. Grounds for relief: Competition with

rail carriers, circuitous routes.

Any interested person desiring tho Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

GEORGE W LAIRD, [SEAL] Acting Secretary.

[F. R. Doc. 53-5339; Filed, June 16, 1953; 8:51 a. m.]

[4th Sec. Application 28170]

COARSE GRAINS BETWEEN POINTS IN TEXAS, ARKANSAS, AND NEW MEXICO

APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by Lee Douglass, Agent, for carmers parties to schedule listed below.

Commodities involved: Coarse grains and articles taking same rates, carloads.

Between: Points in Texas, including Texarkana, Ark.-Tex., also stations on the T-N. M. Ry., in New Mexico.

Grounds for relief: Competition with rail carriers, circuitous routes, competition with motor carriers, to meet intrastate rates.

Schedules filed containing proposed rates: Lee Douglass, Agent, ICC No. 764,

supl. 43.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period; may be held subsequently.

By the Commission.

**ISEAT.** 

GEORGE W. LAIRD. Acting Secretary.

[F. R. Doc. 53-5340; Filed, June 16, 1953; 8:51 a. m.l

[4th Sec. Application 28171]

CARBONATE OF CALCIUM FROM OHIO AND MICHIGAN TO TRUNK-LINE AND NEW ENGLAND TERRITORIES

APPLICATION FOR RELIEF

June 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by L. C. Schuldt, Agent, for carriers parties to his tariffs ICC Nos. 3758 and 4542, pursuant to fourth section order No. 17220.

Commodities involved: Calcium, carbonate of, carloads.

From: Barberton, Fairport Harbor, Painesville and Perry, Ohio, and Wyandotte, Mich.

To: Points in trunk-line and New England territories.

rail carriers, circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

George W. Laind, Acting Secretary.

[F. R. Doc. 53-5341; Filed, June 16, 1953; 8:51 a. m.]

[4th Sec. Application 28172]

SHIPPING DEVICES, OLD, FROM CHICAGO, ILL., LOUISVILLE, KY., ST. LOUIS, MO., AND BUFFALO, N. Y., TO DETROIT, MICH.

APPLICATION FOR RELIEP

June 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by L. C. Schuldt, Agent, for carriers parties to the schedules listed in appendex A of the application, pursuant to fourth section order No. 17220.

Commodities involved: Devices, shipping, old, used, automobile or automobile parts, iron or steel, such as are used to brace or protect automobiles and parts during transportation, carloads,

From: Chicago, Ill., Louisville, Ky., St. Louis, Mo., and Buffalo, N. Y.

To: Detroit, Mich.

Grounds for relief: Competition with

rail carriers, circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W. Lamb, Acting Secretary.

Grounds for relief: Competition with [F. R. Doc. 53-5342; Filed, June 16, 1953; 8:51 a. m.l

[4th Sec. Application 23173]

PAPER BOXES FROM JASPER, FLA., TO ST. LOUIS, MO. AND EAST ST. LOUIS, ILL.

APPLICATION FOR RELIEF

June 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by The St. Louis-San Francisco Railway Company, for itself and on behalf of carriers parties to Agent C. A. Spaninger's tariff ICC No. 1218, pursuant to fourth section order No. 16101.

Commodities involved: Paper boxes, fiberboard, pulpboard or strawboard, carloads.

From: Jasper, Fla.

To: St. Louis, Mo., and East St. Louis, III.

Grounds for relief: Competition with rail carriers, circuitous routes, operation through higher-rated territory.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters in-volved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W LAIRD. Acting Secretary.

[P. R. Doc. 53-5343; Filed, June 16, 1953; 8:52 a. m.]

[4th Sec. Application 23174]

SUPERPHOSPHATE FROM FLORIDA TO WEST-ERN TRUNK-LINE TERRITORY

APPLICATION FOR RELIEP

June 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Superphosphate (acid phosphate) carloads.

From: Bartow and Tampa, Fla., and points grouped therewith.

To: Points in Iowa, Kansas and Missouri.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates; C. A. Spaninger, Agent, ICC No. 1286, supl. 10.

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Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W Laird, Acting Secretary.

[F. R. Doc. 53-5344; Filed, June 16, 1953; 8:52 a. m.]

[4th Sec. Application 28175]

SUPERPHOSPHATE FROM SOUTHERN TERRITORY TO MASON CITY, IOWA

APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below. Commodities involved: Superphos-

phate (acid phosphate), carloads.

From: Points in southern territory.
To: Mason City. Iowa.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply rates constructed on the basis of the short line distance formula, additional routes.

Schedules filed containing proposed rates; C. A. Spaninger, Agent, ICC No.

1286, supl. 10.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commssion in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W Laird, Acting Secretary.

[F. R. Doc. 53-5345; Filed, June 16, 1953; 8;52 a. m.]

NOTICES

14th Sec. Application 281781

CHLORINE GAS FROM MICHIGAN, OHIO, NEW YORK AND VIRGINIA TO CINCINNATI, OHIO

APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by L. C. Schuldt, Agent, for carriers parties to his tariff ICC No. 3926, and C. W. Boin's tariff ICC No. A-848.

Commodities involved: Chlorine gas, in tankcar loads.

From: Points in Michigan, Ohio, New York and Virginia.

To: Cincinnati, Ohio.

Grounds for relief; Competition with rail carriers, circuitous routes, market competition.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W Laird, Acting Secretary.

[F. R. Doc. 53-5348; Filed, June 16, 1953; 8:52 a. m.]

[4th Sec. Application 28179]

MOTOR-RAIL RATES BETWEEN EDGEWATER AND ELIZABETH, N. J., AND BOSTON AND SPRINGFIELD, MASS., SUBSTITUTED SERVICE

#### APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by The New York, New Haven and Hartford Railroad Company and the H. T. Smith Express Company.

Commodities involved: Semi trailers, loaded or empty, on flat cars.

Between: Edgewater and Elizabeth, N. J., on the one hand, and Boston and Springfield, Mass., on the other.

Grounds for relief: Competition with motor carriers.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission

in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary reliof is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W LAIRD, Acting Secretary.

[F. R. Doc. 53-5349; Filed, June 16, 1953; 8:53 a. m.]

[4th Sec. Application 28180]

DOOR AND WINDOW FRAMES FROM FLAT ROCK, MICH., TO CHICAGO, ILL.

APPLICATION FOR RELIEF

JUNE 12, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by L. C. Schuldt, Agent, for carriers parties to Detroit, Toledo and Ironton Railroad Company's ICC No. 714, pursuant to fourth section order No. 17220.

Commodities involved: Doors, NOIBN, sash, door or window frames, door and window frames combined, aluminum or aluminum and iron and steel combined, carloads.

From: Flat Rock, Mich.

To: Chicago, Ill.

Grounds for relief: Competition with rail carriers, circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

George W Laird, Acting Secretary.

[F. R. Doc. 53-5350; Filed, June 16, 1953; 8:53 a. m.]